

# **EXHIBIT A**

## Case 2:18-cv-01453-ACA Document 2-1 Filed 09/06/18 Page 2 of 135 ALABAMA SJIS CASE DETAIL

#### PREPARED FOR: TRACI ABBETT



County: 01

Case Number: CV-2018-900889.00

Court Action:

Style: THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL

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ate	Time	Code	Comments	Operato
/3/2018	12:10 PM	ECOMP	COMPLAINT E-FILED.	BEN062
/3/2018	12:11 PM	FILE	FILED THIS DATE: 03/03/2018 (AV01)	AJA
/3/2018	12:11 PM	EORD	E-ORDER FLAG SET TO "Y" (AV01)	AJA
/3/2018	12:11 PM	ASSJ	ASSIGNED TO JUDGE; CAROLE C, SMITHERMAN (AV01)	AJA
/3/2018	12:11 PM	ORIG	ORIGIN: INITIAL FILING (AV01)	AJA
/3/2018	12:11 PM	SCAN	CASE SCANNED STATUS SET TO: N (AV01)	AJA
/3/2018	12:11 PM	TDMJ	JURY TRIAL REQUESTED (AV01)	AJA
/3/2018	12:11 PM	STAT	CASE ASSIGNED STATUS OF: ACTIVE (AV01)	AJA
/3/2018	12:11 PM	C001	C001 PARTY ADDED: REYNOLDS THOMAS E. TRUSTEE(AV02)	AJA
/3/2018	12:11 PM	C001	LISTED AS ATTORNEY FOR C001: SPARKS DANIEL DAVIDS	AJA
/3/2018	12:11 PM	C001	LISTED AS ATTORNEY FOR C001: BENSINGER BILL DELON	AJA
3/3/2018	12:11 PM	C001	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:11 PM	C001	C001 E-ORDER FLAG SET TO "N" (AV02)	AJA
/3/2018	12:11 PM	C001	LISTED AS ATTORNEY FOR C001: MACKLEM JONATHAN WIL	AJA
/3/2018	12:11 PM	C001	LISTED AS ATTORNEY FOR C001: SMITH RICHARD EARL	AJA
/3/2018	12:11 PM	D001	INDIGENT FLAG SET TO: N (AV02)	ALA
/3/2018	12:11 PM	D001	CERTIFIED MAI ISSUED: 03/03/2018 TO D001 (AV02)	AJA
/3/2018	12:11 PM	D001	LISTED AS ATTORNEY FOR D001: PRO SE (AV02)	AJA
/3/2018	12:11 PM	D001	D001 PARTY ADDED: BEHRMAN CAPITAL IV L.P. (AV02)	AJA
/3/2018	12:11 PM	D001	D001 E-ORDER FLAG SET TO "N" (AV02)	AJA
/3/2018	12:11 PM	D002	D002 PARTY ADDED: BEHRMAN BROTHERS IV L.L.C.(AV02)	AJA
/3/2018	12:12 PM	D002	INDIGENT FLAG SET TO: N (AV02)	AJA
/3/2018	12:12 PM	D002	LISTED AS ATTORNEY FOR D002: PRO SE (AV02)	AJA
/3/2018	12:12 PM	D002	CERTIFIED MAI ISSUED: 03/03/2018 TO D002 (AV02)	ALA
/3/2018	12:12 PM	D002	D002 E-ORDER FLAG SET TO "N" (AV02)	AJA
/3/2018	12:12 PM	D003	D003 PARTY ADDED: MIDCAP FINANCIAL INVESTMENT, LP	AJA
/3/2018	12:12 PM	D003	LISTED AS ATTORNEY FOR D003: PRO SE (AV02)	AJA
/3/2018	12:12 PM	D003	D003 E-ORDER FLAG SET TO "N" (AV02)	AJA
/3/2018	12:12 PM	D003	INDIGENT FLAG SET TO: N (AV02)	AJA
/3/2018	12:12 PM	D003	CERTIFIED MAI ISSUED: 03/03/2018 TO D003 (AV02)	AJA
/3/2018	12:12 PM	D004	D004 PARTY ADDED: CORE AMERICAS/GLOBAL HOLDINGS, L	AJA
/3/2018	12:12 PM	D004	INDIGENT FLAG SET TO: N (AV02)	ALA
/3/2018	12:12 PM	D004	LISTED AS ATTORNEY FOR D004: PRO SE (AV02)	AJA
/3/2018	12:12 PM	D004	CERTIFIED MAI ISSUED: 03/03/2018 TO D004 (AV02)	AJA
/3/2018	12:12 PM	D004	D004 E-ORDER FLAG SET TO "N" (AV02)	AJA
/3/2018	12:12 PM	D005	D006 PARTY ADDED: CS STRATEGIC PARTNERS IV INVESTM	AJA
/3/2018	12:12 PM	D005	INDIGENT FLAG SET TO: N (AV02)	AJA
/3/2018	12:12 PM	D005	LISTED AS ATTORNEY FOR D005: PRO SE (AV02)	AJA
/3/2018	12:12 PM	D005	CERTIFIED MAI ISSUED: 03/03/2018 TO D005 (AV02)	AJA
/3/2018	12:12 PM	D005	D005 E-ORDER FLAG SET TO "N" (AV02)	AJA
/3/2018	12:12 PM	D006	D006 PARTY ADDED: GLOBAL FUND PARTNERS II, LP	AJA
3/3/2018	12:12 PM	D006	INDIGENT FLAG SET TO: N (AV02)	AJA

3/3/2018	Case	2:18-c	CV-01453-ACA DOCUMENT 2-1, Filed 09/06/18 Page 3	of 135
3/3/2018	12:12 PM	D006	CERTIFIED MAI ISSUED: 03/03/2018 TO D006 (AV02)	AJA
3/3/2018	12:12 PM	D006	D006 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D007	D007 PARTY ADDED: METLIFE INSURANCE COMPANY OF CON	AJA
3/3/2018	12:12 PM	D007	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D007	LISTED AS ATTORNEY FOR D007: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D007	CERTIFIED MAI ISSUED: 03/03/2018 TO D007 (AV02)	AJA
3/3/2018	12:12 PM	D007	D007 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D008	D008 PARTY ADDED: PORTFOLIO ADVISORS SECONDARY FUN	AJA
3/3/2018	12:12 PM	D008	LISTED AS ATTORNEY FOR D008: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D008	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D008	CERTIFIED MAI ISSUED: 03/03/2018 TO D008 (AV02)	AJA
3/3/2018	12:12 PM	D008	D008 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D009	D009 PARTY ADDED: STEPSTONE PRIVATE EQUITY PARTNER	AJA
3/3/2018	12:12 PM	D009	LISTED AS ATTORNEY FOR D009: PRO SE (AV02)	ALA
3/3/2018	12:12 PM	D009	INDIGENT FLAG SET TO: N (AV02)	AJA
				AJA
3/3/2018	12:12 PM	D009		
3/3/2018	12:12 PM	D009	CERTIFIED MAI ISSUED: 03/03/2018 TO D009 (AV02)	ALA
3/3/2018	12:12 PM	D010	D010 PARTY ADDED: ZEITLIN AMANDA (AV02)	AJA
3/3/2018	12:12 PM	D010	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D010	CERTIFIED MAI ISSUED: 03/03/2018 TO D010 (AV02)	AJA
3/3/2018	12:12 PM	D010	D010 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D010	LISTED AS ATTORNEY FOR D010: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D011	D011 PARTY ADDED: BEHRMAN GREG M. (AV02)	AJA
3/3/2018	12:12 PM	D011	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D011	CERTIFIED MAI ISSUED: 03/03/2018 TO D011 (AV02)	AJA
3/3/2018	12:12 PM	D011	LISTED AS ATTORNEY FOR D011: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D011	D011 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D012	D012 PARTY ADDED: CHIATE GREGORY J. (AV02)	AJA
3/3/2018	12:12 PM	D012	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D012	LISTED AS ATTORNEY FOR D012: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D012	CERTIFIED MAI ISSUED: 03/03/2018 TO D012 (AV02)	AJA
3/3/2018	12:12 PM	D012	D012 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D013	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:12 PM	D013	D013 PARTY ADDED: DIEBER GARY (AV02)	AJA
3/3/2018	12:12 PM	D013	LISTED AS ATTORNEY FOR D013: PRO SE (AV02)	AJA
3/3/2018	12:12 PM	D013	CERTIFIED MAI ISSUED: 03/03/2018 TO D013 (AV02)	AJA
3/3/2018	12:12 PM	D013	D013 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:12 PM	D014	D014 PARTY ADDED: THE DOUGLAS E. BEHRMAN TRUST	AJA
3/3/2018	12:13 PM	D014	LISTED AS ATTORNEY FOR D014: PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D014	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D014	D014 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:13 PM	D014	CERTIFIED MAI ISSUED: 03/03/2018 TO D014 (AV02)	AJA
3/3/2018	12:13 PM	D015	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D015	D015 PARTY ADDED: GRIMES MARK V. (AV02)	AJA
3/3/2018	12:13 PM	D015	CERTIFIED MAI ISSUED: 03/03/2018 TO D015 (AV02)	AJA
3/3/2018	12:13 PM	D015	LISTED AS ATTORNEY FOR D015: PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D015	D015 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:13 PM	D016	D016 PARTY ADDED: THE KIMBERLY E. BEHRMAN TRUST	AJA
3/3/2018	12:13 PM	D016	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D016	CERTIFIED MAI (SSUED: 03/03/2018 TO D016 (AV02)	AJA
3/3/2018	12:13 PM	D016	LISTED AS ATTORNEY FOR D016: PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D016	D016 E-ORDER FLAG SET TO "N" (AV02)	AJA

3/3/2018	Çaşe	2:18	-cv-01453-ACA Document 2,1, Filed 09/06/18 Page 4	of 135
3/3/2018	12:13 PM	D017	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D017	D017 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:13 PM	D017	LISTED AS ATTORNEY FOR D017. PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D017	CERTIFIED MAI ISSUED: 03/03/2018 TO D017 (AV02)	AJA
3/3/2018	12:13 PM	D018	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D018	D018 PARTY ADDED: MATTES WILLIAM (AV02)	AJA
	12:13 PM	D018	LISTED AS ATTORNEY FOR DO18; PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D018	CERTIFIED MAI ISSUED: 03/03/2018 TO D018 (AV02)	AJA
3/3/2018			D018 E-ORDER FLAG SET TO "N" (AV02)	AJA
	12:13 PM	D018		AJA
3/3/2018	12:13 PM	D019		
3/3/2018	12:13 PM	D019	D019 PARTY ADDED: RAPPORT MICHAEL (AV02)	AJA
3/3/2018	12:13 PM	D019	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D019	D019 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:13 PM	D019	CERTIFIED MAI ISSUED: 03/03/2018 TO D019 (AV02)	AJA
3/3/2018	12:13 PM	D020	D020 PARTY ADDED: SHAH PRADYUT (AV02)	AJA
3/3/2018	12:13 PM	D020	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:13 PM	D020	D020 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:13 PM	D020	LISTED AS ATTORNEY FOR D020: PRO SE (AV02)	AJA
3/3/2018	12:13 PM	D020	CERTIFIED MAI ISSUED: 03/03/2018 TO D020 (AV02)	AJA
3/3/2018	12:13 PM	D021	D021 PARTY ADDED: WU JEFFREY \$. (AV02)	AJA
3/3/2018	12:13 PM	D021	D021 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	12:13 PM	D021	INDIGENT FLAG SET TO: N (AV02)	ALA
3/3/2018	12:13 PM	D021	CERTIFIED MAI ISSUED: 03/03/2018 TO D021 (AV02)	AJA
3/3/2018	12:13 PM	D021	LISTED AS ATTORNEY FOR D021: PRO SE {AV02}	AJA
3/3/2018	12:57 PM	D023	D023 PARTY ADDED: MINTZ LEVIN, COHN, FERRIS, GLOVS	AJA
3/3/2018	12:57 PM	D023	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	12:57 PM	D023	LISTED AS ATTORNEY FOR D023: PRO SE (AV02)	AJA
3/3/2018	12:57 PM	D023	CERTIFIED MAI ISSUED: 03/03/2018 TO D023 (AV02)	ALA
3/3/2018	12:57 PM	D023	D023 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/3/2018	4:39 PM	D022	D022 PARTY ADDED: 75. BEHRMAN BROTHERS MANAGEMENT	AJA
3/3/2018	4:39 PM	D022	INDIGENT FLAG SET TO: N (AV02)	AJA
3/3/2018	4:39 PM	D022	LISTED AS ATTORNEY FOR D022: PRO SE (AV02)	AJA
3/3/2018	4:39 PM	D022	CERTIFIED MAI ISSUED: 03/03/2018 TO D022 (AV02)	AJA
3/3/2018	4:39 PM	D022	D022 E-ORDER FLAG SET TO "N" (AV02)	AJA
3/5/2018	8:26 AM	D001	CERTIFIED MAI ISSUED: 03/05/2018 TO D001 (AV02)	SUR
3/5/2018	8:27 AM	D002	CERTIFIED MAI ISSUED: 03/05/2018 TO D002 (AV02)	SUR
3/5/2018	8:27 AM	D003	CERTIFIED MAI ISSUED: 03/05/2018 TO D003 (AV02)	SUR
3/5/2018	8:27 AM	D004	CERTIFIED MAI ISSUED: 03/05/2018 TO D004 (AV02)	SUR
3/5/2018	8:27 AM	D005	CERTIFIED MAI (\$SUED: 03/05/2018 TO D005 (AV02)	SUR
3/5/2018	8:27 AM	D006	CERTIFIED MAI ISSUED: 03/05/2018 TO D006 (AV02)	SUR
3/5/2018	8:27 AM	D007	CERTIFIED MAI ISSUED: 03/05/2018 TO D007 (AV02)	SUR
3/5/2018	8:27 AM	D008	CERTIFIED MAI ISSUED: 03/05/2018 TO D008 (AV02)	SUR
3/5/2018	8:27 AM	D009	CERTIFIED MAI ISSUED: 03/05/2018 TO D009 (AV02)	SUR
3/5/2018	8:28 AM	D011	CERTIFIED MAI ISSUED: 03/05/2018 TO D011 (AV02)	SUR
3/5/2018	8:28 AM	D012	CERTIFIED MAI ISSUED: 03/05/2018 TO D012 (AV02)	SUR
3/5/2018	8:28 AM	D013	CERTIFIED MAI ISSUED: 03/05/2018 TO D013 (AV02)	SUR
3/5/2018	8:28 AM	D014	CERTIFIED MAI ISSUED: 03/05/2018 TO D014 (AV02)	SUR
3/5/2018	8:28 AM	D015	CERTIFIED MAI ISSUED: 03/05/2018 TO D015 (AV02)	SUR
3/5/2018	8:28 AM	D016	CERTIFIED MAI ISSUED: 03/05/2018 TO D016 (AV02)	SUR
3/5/2018	8:28 AM	D017	CERTIFIED MAI ISSUED: 03/05/2018 TO D017 (AV02)	SUR
3/5/2018	8:28 AM	D018	CERTIFIED MAI ISSUED: 03/06/2018 TO D018 (AV02)	SUR
3/5/2018	8:28 AM	D019	CERTIFIED MAI ISSUED: 03/05/2018 TO D019 (AV02)	SUR
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3/5/2018	Case	2:18-c	:v-01453-ACA: Document 2-1, Filed 09/06/18 Page 5 of	135
3/5/2018	8:28 AM	D020	CERTIFIED MAI ISSUED: 03/05/2018 TO D021 (AV02)	SUR
3/5/2018	8:29 AM	D022	CERTIFIED MAI ISSUED: 03/05/2018 TO D022 (AV02)	SUR
3/5/2018	8:29 AM	D023	CERTIFIED MAI ISSUED: 03/05/2018 TO D023 (AV02)	SUR
3/5/2018	9;49 AM	ESCAN	SCAN - FILED 3/5/2018 - NOTICE	SUR
3/5/2018	3:45 PM	D024	D024 PARTY ADDED: AXZ PRIMARY FUND AMERICA IV, LP	PAS
3/5/2018	3:45 PM	D024	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:45 PM	D024	LISTED AS ATTORNEY FOR D024: PRO SE (AV02)	PAS
3/5/2018	3:45 PM	D024	D024 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	3:45 PM	D025	D025 PARTY ADDED: AXA PRIVATAE CAPITAL I, LP(AV02)	PAS
3/5/2018	3:45 PM	D025	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:45 PM	D025	LISTED AS ATTORNEY FOR D025: PRO SE (AV02)	PAS
3/5/2018	3:45 PM	D025	D025 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	3:45 PM	D025	D025 NAME CHANGED FROM: AXA PRIVATAE CAPITAL I, LP	PAS
3/5/2018	3:46 PM	D024	D024 NAME CHANGED FROM: AXZ PRIMARY FUND AMERICA I	PAS
3/5/2018	3:49 PM	D024	D026 PARTY ADDED: PARTNERS GROUP DIRECT INVESTMENT	PAS
3/5/2018	3:49 PM	D026	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:49 PM	D026	D026 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	3:49 PM	D026	LISTED AS ATTORNEY FOR D026 PRO SE (AV02)	PAS
3/5/2018	3:49 PM	D026	D026 ADDR1 CHANGED FROM: TUDOR HOUSE2ND FLOOR	PAS
3/5/2018	3:50 PM	D027	D027 PARTY ADDED: PARTNERS GROUP GLOBAL OPPORTUNIT	PAS
3/5/2018	3:50 PM	D027	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:50 PM	D027	D027 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018			LISTED AS ATTORNEY FOR D027: PRO SE (AV02)	PAS
3/5/2018	3:50 PM	D027 D028	D028 PARTY ADDED: PE HOLDING USD GMBH (AV02)	PAS
	3:51 PM		INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:51 PM	D028	LISTED AS ATTORNEY FOR D028: PRO SE (AV02)	PAS
3/5/2018	3:51 PM	D028	D028 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018 3/5/2018	3:51 PM	D028 D029	D029 PARTY ADDED: STEPSTONE PRIVATE EQUITY PARTNER	PAS
3/5/2018	3:54 PM 3:54 PM	D029	INDIGENT FLAG SET TO: N (AV02)	PAS
			LISTED AS ATTORNEY FOR D029: PRO SE (AV02)	PAS
3/5/2018	3:54 PM	D029	D029 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	3:54 PM	D029	D030 PARTY ADDED: THE GOVERNOR AND COMPANY (AV02)	PAS
3/5/2018	3:57 PM	D030	INDIGENT FLAG SET TO: N (AV02)	PAS
	3:57 PM	D030	LISTED AS ATTORNEY FOR D030: PRO SE (AV02)	PAS
3/5/2018 3/5/2018	3:57 PM 3:57 PM	D030	D030 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	3:59 PM	D030	D031 PARTY ADDED: VARMA MUTUAL PENSION INSUR CO	PAS
3/5/2018	3:59 PM	D031	INDIGENT FLAG SET TO: N (AV02)	PAS
3/5/2018	3:59 PM	D031	LISTED AS ATTORNEY FOR D031: PRO SE (AV02)	PAS
3/5/2018	3:59 PM	D031	D031 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	4:00 PM	D032	D032 PARTY ADDED: ASF III BLUENOTE LIMITED (ASF)	PAS
3/5/2018	4:00 PM	D032	INDIGENT FLAG SET TO: N {AV02}	PAS
3/5/2018	4:00 PM	D032	D032 E-ORDER FLAG SET TO "N" (AV02)	PAS
3/5/2018	4:00 PM	D032	LISTED AS ATTORNEY FOR D032: PRO SE (AV02)	PAS
3/7/2018	8:56 AM	D010	D010 NAME CHANGED FROM: STEPSTONE PRIVATE EQUITY P	SUR
3/7/2018	8:56 AM	D010	DO10 ADDR1 CHANGED FROM: CORPORATION TRUST COMPANY	SUR
3/7/2018	8:56 AM	D010	D010 ADDR1 CHANGED FROM: 1209 ORANGE STREET (AVD2)	SUR
3/7/2018	8:56 AM	D010	DO10 ADDR CITY CHANGED FROM: WILMINGTON (AV02)	SUR
3/7/2018	8:56 AM	D010	D010 ADDR STATE CHANGED FROM: DE (AV02)	SUR
3/9/2018	1:27 PM	GNOT	GENERAL NOTICE SENT TO: D024	SUR
3/12/2018	10:15 AM	ESCAN	SCAN - FILED 3/12/2018 - NOTICE	SUR
3/12/2018	1;18 PM	D001	CERTIFIED MAI ISSUED: 03/12/2018 TO D001 (AV02)	SUR
		D002	CERTIFIED MAI ISSUED: 03/12/2018 TO D002 (AV02)	SUR
3/12/2018	1:18 PM	2002	APIZITIED HOW (GOODEN ON 1974 IA DOAR (WARE)	0011

3/12/2018	Case	2:18-0	cy-01453-ACA Document 2-1 Filed 09/06/18 Page 6	of 135
3/12/2018	1:18 PM	D004	CERTIFIED MAI ISSUED: 03/12/2018 TO D004 (AV02)	SUR
3/12/2018	1:18 PM	D005	CERTIFIED MAI ISSUED: 03/12/2018 TO D005 (AV02)	SUR
3/12/2018	1:19 PM	D006	CERTIFIED MAI ISSUED: 03/12/2018 TO D008 (AV02)	SUR
3/12/2018	1:19 PM	D007	CERTIFIED MAI ISSUED: 03/12/2018 TO D007 (AV02)	SUR
3/12/2018	1:19 PM	D008	CERTIFIED MAI ISSUED: 03/12/2018 TO D008 (AV02)	SUR
3/12/2018	1:19 PM	D009	CERTIFIED MAI ISSUED: 03/12/2018 TO D009 (AV02)	SUR
3/12/2018	1:19 PM	D010	CERTIFIED MAI ISSUED: 03/12/2018 TO D010 (AV02)	SUR
3/12/2018	1:19 PM	D011	CERTIFIED MAI ISSUED: 03/12/2018 TO D011 (AV02)	SUR
3/12/2018	1:19 PM	D012	CERTIFIED MAI ISSUED: 03/12/2018 TO D012 (AV02)	SUR
3/12/2018	1:19 PM	D013	CERTIFIED MAI ISSUED: 03/12/2018 TO D013 (AV02)	SUR
3/12/2018	1:19 PM	D014	CERTIFIED MAI ISSUED: 03/12/2018 TO D014 (AV02)	SUR
3/12/2018	1:19 PM	D015	CERTIFIED MAI ISSUED: 03/12/2018 TO D015 (AV02)	SUR
3/12/2018	1:20 PM	D016	CERTIFIED MAI ISSUED: 03/12/2018 TO D016 (AV02)	SUR
3/12/2018	1:20 PM	D017	CERTIFIED MAI ISSUED: 03/12/2018 TO D017 (AV02)	SUR
3/12/2018	1:20 PM	D018	CERTIFIED MAI ISSUED: 03/12/2018 TO D018 (AV02)	SUR
3/12/2018	1:20 PM	D019	CERTIFIED MAI ISSUED: 03/12/2018 TO D019 (AV02)	SUR
3/12/2018	1:20 PM	D020	CERTIFIED MAI ISSUED: 03/12/2018 TO D020 (AV02)	SUR
3/12/2018	1:20 PM	D021	CERTIFIED MAI ISSUED: 03/12/2018 TO D021 (AV02)	SUR
3/12/2018	1:20 PM	D022	CERTIFIED MAI ISSUED: 03/12/2018 TO D022 (AV02)	SUR
3/12/2018	1:20 PM	D023	CERTIFIED MAI ISSUED: 03/12/2018 TO D023 (AV02)	SUR
3/13/2018	11:14 AM	D024	CERTIFIED MAI ISSUED: 03/13/2018 TO D024 (AV02)	SUR
3/13/2018	11:15 AM	D025	CERTIFIED MAI ISSUED: 03/13/2018 TO D025 (AV02)	SUR
3/13/2018	11:15 AM	D026	CERTIFIED MAI ISSUED: 03/13/2018 TO D026 (AV02)	SUR
3/13/2018	11:15 AM	D027	CERTIFIED MAI ISSUED: 03/13/2018 TO D027 (AV02) CERTIFIED MAI ISSUED: 03/13/2018 TO D028 (AV02)	SUR
3/13/2018	11:16 AM	D028		SUR
3/13/2018	11:16 AM	D029 D030	CERTIFIED MAI ISSUED: 03/13/2018 TO D029 (AV02)  CERTIFIED MAI ISSUED: 03/13/2018 TO D030 (AV02)	SUR
3/13/2018	11:16 AM 11:16 AM	D030	CERTIFIED MAI ISSUED: 03/13/2018 TO D031 (AV02)	SUR
3/13/2018	11:16 AM	D032	CERTIFIED MAI ISSUED: 03/13/2018 TO D032 (AV02)	SUR
3/20/2018	9:30 AM	D022	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D022(AV02)	MAM
3/20/2018	9:30 AM	ESERC	SERVICE RETURN	MAM
3/20/2018	9:51 AM	D002	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D002(AV02)	MAM
3/20/2018	9:51 AM	ESERC	SERVICE RETURN	MAM
3/20/2018	9:63 AM	D001	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D001(AV02)	MAM
3/20/2018	9:53 AM	ESERC	SERVICE RETURN	MAM
3/20/2018	9:55 AM	D014	SERVICE OF AUTHORIZED ON 03/15/2018 FOR D014(AV02)	MAM
3/20/2018	9;55 AM	ESERC	SERVICE RETURN	MAM
3/20/2018	9;56 AM	D016	SERVICE OF AUTHORIZED ON 03/15/2018 FOR D016(AV02)	MAM
3/20/2018	9:56 AM	ESERC	SERVICE RETURN	MAM
3/20/2018	10:42 AM	D020	SERVICE OF CERTIFIED MAI ON 03/19/2018 FOR D020	MAM
3/20/2018	10:42 AM	ESERC	SERVICE RETURN	MAM
3/20/2018	10:49 AM	D021	SERVICE OF CERTIFIED MAI ON 03/15/2018 FOR D021	MAM
3/20/2018	10:49 AM	ESERC	SERVICE RETURN	MAM
3/23/2018	9:24 AM	D008	SERVICE OF AUTHORIZED ON 03/16/2018 FOR D008(AV02)	MAM
3/23/2018	9:24 AM	ESERC	SERVICE RETURN	MAM
3/27/2018	10:54 AM	D023	SERVICE OF AUTHORIZED ON 03/22/2018 FOR D023(AV02)	MAM
3/27/2018	10:54 AM	ESERC	SERVICE RETURN	MAM
3/27/2018	11:07 AM	D015	SERVICE OF CERTIFIED MAI ON 03/22/2018 FOR D015	MAM
3/27/2018	11:07 AM	ESERC	SERVICE RETURN	MAM
3/28/2018	9:14 AM	D006	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D006(AV02)	MAM
3/28/2018	9:14 AM	ESERC	SERVICE RETURN	MAM
3/28/2018	9:15 AM	D004	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D004(AV02)	MAM

3/28/2018	Case	2:18-c	V-01453-ACA Document 2-1 Filed 09/06/2	18 Page 7 of 135
3/28/2018	9:18 AM	D003	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D003(AV02)	мам
3/28/2018	9:18 AM	ESERC	SERVICE RETURN	MAM
3/28/2018	9:19 AM	D009	SERVICE OF AUTHORIZED ON 03/19/2018 FOR D009(AV02)	MAM
3/28/2018	9:19 AM	ESERC	SERVICE RETURN	MAM

END OF THE REPORT

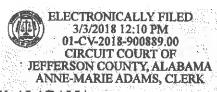
DOCUMENT I

State of Alabama Unified Judicial System COVER SHEET
CIRCUIT COURT - CIVIL CASE

Ca: CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA ANNE-MARIE ADAMS, CLERK

Unified Judicial System Form ARCiv-93 Rev.5/99		COURT - CIVIL CASE omestic Relations Cases)	Date of Filing: Judge Code: 03/03/2018		
	GE	NERAL INFORMATION			
IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE v. BEHRMAN CAPITAL IV L.P. ET AL					
First Plaintiff: Business Government	☑Individual ☐Other	First Defendant: ☑ Bu	siness		
NATURE OF SUIT: Select prim	ary cause of action	n, by checking box (check only one)	that best characterizes your action:		
TORTS: PERSONAL INJURY  WDEA - Wrongful Death TONG - Negligence: General TOMV - Negligence: Motor Notes TOWA - Wantonness TOPL - Product Liability/AEI TOMM - Malpractice-Medical TOLM - Malpractice-Legal TOOM - Malpractice-Cother TBFM - Fraud/Bad Faith/Mis TOXX - Other:  TORTS: PERSONAL INJURY TOPE - Personal Property TORE - Real Property TORE - Real Property ABAN - Abandoned Automo ACCT - Account & Nonmorte APAA - Administrative Agen ADPA - Administrative Proces	/ehicle  //LD  strepresentation  bile gage cy Appeal edure Act	Enforcement of Ag  CVRT - Civil Rights  COND - Condemnation/Em  CTMP - Contempt of Court  CONT - Contract/Ejectmen  TOCN - Conversion  EQND - Equity Non-Damag Injunction Election  CVUD - Eviction Appeal/Ur  FORJ - Foreign Judgment  FORF - Fruits of Crime For  MSHC - Habeas Corpus/Ex  PFAB - Protection From Ab  FELA - Railroad/Seaman (I	t/Writ of Seizure  les Actions/Declaratory Judgment/ Contest/Quiet Title/Sale For Division  lawful Detainer  feiture  ktraordinary Writ/Mandamus/Prohibition  puse  FELA)  Guardianship/Conservatorship  sation		
ORIGIN: F INITIAL FILING	G	A APPEAL FROM DISTRICT COURT T TRANSFERRED FROM	O 🗌 OTHER		
R REMANDED		OTHER CIRCUIT COU	RT		
HAS JURY TRIAL BEEN DEMAI	NDED? YES		does not constitute a demand for a Real Real Real Real Real Real Real Re		
RELIEF REQUESTED:	MONETARY	AWARD REQUESTED NO M	ONETARY AWARD REQUESTED		
ATTORNEY CODE: BEN062	3/3/: Date	2018 12:10:24 PM	/s/ BILL DELONEY BENSINGER Signature of Attorney/Party filing this form		
MEDIATION REQUESTED: □YES ☑NO □UNDECIDED					

**DOCUMENT 2** 



### IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

THOMAS E. REYNOLDS, as Trustee,	)
Plaintiff,	)
v.	)
	j
BEHRMAN CAPITAL IV L.P., AXA	)
PRIMARY FUND AMERICA IV, LP, AXA	)
PRIVATE CAPITAL I, LP, CORE	)
AMERICAS/GLOBAL HOLDINGS, LP,	}
GLOBAL FUND PARTNERS II, LP,	}
METLIFE INSURANCE COMPANY OF CONNECTICUT, PARTNERS GROUP	)
DIRECT INVESTMENTS 2006, · LP,	)
PARTNERS GROUP DIRECT	,
INVESMENTS 2006, LP, PARTNERS	Ś
GROUP GLOBAL OPPORNUNITIES	j
SUBHOLDING LIMITED, PE HOLDING	j
USD GMBH, PORTFOLIO ADVISORS	)
SECONDARY FUND, LP, STEPSTONE	)
PRIVATE EQUITY PARTNERS III	)
CAYMAN HOLDINGS, LP, STEPSTONE	)
PRIVATE EQUITY PARTNERS III, LP;	) Case No.
THE GOVERNOR AND COMPANY OF	)
THE BANK OF ICELAND, VARMA	?
MUTUAL PENSION INSURANCE COMPANY, ASF III BLUE NOTE	
LIMITED, BEHRMAN BROTHERS IV	}
L.L.C., AMANDA ZEITLIN, GREG M	{
BEHRMAN, GREGORY J. CHIATE, GARY	Ś
DIEBER, DOUGLAS E. BEHRMAN TRUST,	Ś
MARK V. GRIMES, KIMBERLY B.	)
BEHRMAN TRUST, SIMON LONERGAN,	)
WILLIAM M. MATTHES, MICHAEL	)
RAPPAPORT, PRADYUT SHAH, JEFFREY	)
S. WU, MIDCAP FINANCIAL SBIC, LP,	)
BEHRMAN BROTHERS MANAGEMENT	?
CORPORATION MINTZ, LEVIN, COHN, FERRIS, GLOVSKY and POPEO, P.C., and	}
FICTITIOUS PARTIES A-C.	)
IICIIIIOOSI MIIIEO A-C.	1
Defendants	<b>\</b>

**COMPLAINT** 

COMES NOW Thomas E. Reynolds (the "Trustee"), in his capacity as Chapter 7 Trustee of the estates of Atherotech Holdings, Inc. ("Holdings") and Atherotech, Inc. ("Atherotech" and together with Holdings, collectively, the "Debtors") and for his complaint against the defendants states as follows:

#### Jurisdiction and Venue

- 1. This Court has jurisdiction over the subject matter of this action pursuant to Alabama Code §12-11-30(1). A substantial portion of the acts and omissions complained about in this action occurred as the Debtors were in Jefferson County, Alabama.
  - 2. Venue is proper in this Court pursuant to Alabama Code §6-3-7(a)(2).
- 3. The Trustee's claims as alleged and asserted herein are timely under the applicable statute of limitations as extended pursuant to 11 U.S.C. § 108(a)(2).

#### **Parties**

#### A. The Debtors and Trustee

- 4. Holdings is a corporation organized and existing under the laws of the State of Delaware with its former headquarters and principal place of business in Jefferson County, Alabama.
- 5. Atherotech is a corporation organized and existing under the laws of the State of Delaware with its former headquarters and principal place of business in Jefferson County, Alabama.
- 6. The Trustee is the duly-appointed Chapter 7 trustee of the Debtors' bankruptcy estates.

#### B. The Holdings Shareholders

- 7. Behrman Capital IV L.P. ("Fund IV") is a limited partnership organized and existing under the laws of the State of Delaware, and can be served with process through its registered agent, Corporation Service Company, 251 Little Falls Drive, Wilmington, Delaware 19808.
- 8. Behrman Brothers IV L.L.C. ("Behrman Brothers") is a limited liability company organized and existing under the laws of the State of Delaware, and can be served with process through its registered agent, Corporation Service Company, 251 Little Falls Drive, Wilmington, Delaware 19808.
- 9. MidCap Financial Investment, LP (f/k/a MidCap Financial SBIC, LP) ("MidCap"), is a limited partnership organized and existing under the laws of the State of Delaware, and may be served with process through its registered agent Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, Delaware 19801.
- 10. Fictitious Parties A-C are those Holdings Shareholders, either directly or through another entity that is a shareholder, who has not otherwise been released from liability and who received a portion of the Divided Recap, as defined below.

#### C. The Fund IV Limited Partners

- 11. AXA Primary Fund America IV, LP ("AXA PF") is a limited partnership organized and existing under the laws of the United Kingdom, and may be served pursuant to the Hague Convention on its registered agent at 50 Lothian Road, Festival Square, Edinburgh EH3 9WJ.
- 12. AXA Private Capital I, LP ("AXA PC") is a limited partnership organized and existing under the laws of the United Kingdom, and may be served pursuant to the Hague Convention on its registered agent at 50 Lothian Road, Festival Square, Edinburgh EH3 9WJ.

- 13. Core Americas/Global Holdings, LP ("Core Americas") is a limited partnership organized and existing under the laws of the State of Delaware, and can be served with process through its registered agent, Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, Delaware 19801.
- 14. CS Strategic Partners IV Investments, LP ("CSSP") is a limited partnership organized and existing under the laws of the state of New York, and can be served with process at its principal place of business at 11 Madison Avenue, 16<sup>th</sup> Floor, New York NY 10010.
- 15. Global Fund Partners II, LP ("Global Fund") is a limited partnership organized and existing under the laws of the State of Delaware, and can be served with process through its registered agent, Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, Delaware 19801.
- 16. MetLife Insurance Company of Connecticut ("Metlife") is a corporation organized and existing under the laws of the State of Connecticut, and can be served with process at its principal place of business at One City Place, 18<sup>th</sup> Floor, Hartford, Connecticut 06103.
- 17. Partners Group Direct Investments 2006, LP, ("PGDI") is a limited partnership organized and existing under the laws of the United Kingdom, and may be served pursuant to the Hague Convention on its registered agent at Tudor House, 2<sup>nd</sup> Floor, Le Bordage, St. Peter Port, Guernsey GY1 1BT.
- 18. Partners Group Global Opportunities Subholding Limited ("PGGOS"), is a limited partnership organized and existing under the laws of the United Kingdom, and may be served pursuant to the Hague Convention on its registered agent at Tudor House, 2<sup>nd</sup> Floor, Le Bordage, St. Peter Port, Guernsey GY1 1BT.

- 19. PE Holding USD Gmbh ("PE Holding") is an entity organized and existing under the laws of Germany, and may be served pursuant to the Hague Convention on its registered agent at Sitz der Gesellschaft, Arnoldiplatz 1, 50969 Köln, Amtsgericht Köln, HRB 62211.
- 20. Portfolio Advisors Secondary Fund, L.P. ("Portfolio Advisors") is a limited partnership organized and existing under the laws of the State of Delaware, and can be served with process through its registered agent, Cogency Global, Inc., 850 New Burton Road, Suite 201, Dover, Delaware 19904.
- 21. StepStone Private Equity Partners III Cayman Holdings, LP ("StepStone Cayman") is a limited partnership organized and existing under the laws of the Cayman Islands, and may be served pursuant to the Hague Convention on its registered agent Maples Corporate Services Limited, PO Box 309, Ugland House, South Church Street, Cayman Islands.
- 22. Stepstone Private Equity Partners III L.P. ("StepStone") is a limited partnership organized and existing under the laws of the State of Delaware, and can be served with process through its registered agent, Corporation Trust Company, Corporation Trust Center 1209 Orange Street, Wilmington, Delaware 19801.
- 23. The Governor and Company of the Bank of Ireland ("Ireland") is a company organized and existing under the laws of Ireland, and can be served pursuant to the Hague Convention at its principal place of business located at 40 Mespil Road, Dublin, Ireland.
- 24. Varma Mutual Pension Insurance Company ("Varma") is a company organized and existing under the laws of Finland, and can be served pursuant to the Hague Convention at its principal place of business located at Annankatu 18, P.O. Box 4, Helsinki, Finland.
- 25. ASF III Bluenote Limited ("ASF") is a company organized and existing under the laws of England, and can be served pursuant to the Hague Convention on its registered agent

Axtec Financial Services (Jersey) Limited, at 11 - 15, Seaton Place, St Helier JE4 0QH, United Kingdom.

#### D. The Behrman Brothers Members

- 26. Amanda Zeitlin ("Zeitlin") is a citizen and resident of the State of Connecticut and can be served with process at 11 Darbrook Road, Westport, Connecticut 06880.
- 27. Greg M. Behrman ("GM Behrman") is a citizen and resident of the State of Connecticut and can be served with process at 2717 North Street, Fairfield, Connecticut 06824.
- 28. Gregory J. Chiate ("Chiate") is a citizen and resident of the State of California and can be served with process at 18 Cibrian Drive, Tiburon, California 94920.
- 29. Gary Dieber ("Dieber") is a citizen and resident of the State of New York and can be served with process at 10 Hawthorne Avenue, Port Washington, New York 11050.
- 30. The Douglas E. Behrman Trust ("DEB Trust") is a trust organized and existing under the laws of the State of Connecticut, and can be served upon its trustee at 23 Farwell Lane, Greenwich, Connecticut 06831.
- 31. Mark V. Grimes ("Grimes") is a citizen and resident of the State of Maryland and can be served with process at 5 Thompson Street, Annapolis, Maryland 21401.
- 32. The Kimberly E. Behrman Trust ("KEB Trust") is a trust organized and existing under the laws of the State of Connecticut, and can be served upon its trustee at 23 Farwell Lane, Greenwich, Connecticut 06831.
- 33. Simon Lonergan ("Lonergan") is a citizen and resident of the State of New York and can be served with process at 18 Gramercy Park South, Unit 6, New York, New York 10003.
- 34. William Matthes ("Matthes") is a citizen and resident of the State of California and can be served with process at 1665 Inglewood Avenue, St. Helena, California 94574.

- 35. Michael Rapport ("Rapport") is a citizen and resident of the State of New York, and can be served with process at 29 Bonnett Avenue, Larchmont, New York 10538.
- 36. Pradyut Shah ("Shah") is a citizen and resident of the State of California, and can be served with process at 1333 Diamond Street, San Francisco, California 94131.
- 37. Jeffrey S. Wu ("Wu") is a citizen and resident of the State of New York, and can be served with process at 210 East 15th Street, Apt. 10JK, New York, New York 10003.

#### E. Behrman Management

38. Behrman Brothers Management Corporation ("Behrman Management") is organized and existing under the laws of the State of Delaware, and can be served with process on its registered agent Corporation Service Company, 251 Little Falls Drive, Wilmington, Delaware 19808. At all times relevant, Behrman Management performed services for the Debtors in Alabama.

#### F. Atherotech's Legal Counsel

39. Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C., ("Mintz Levin") a corporation organized and existing under the laws of the Commonwealth of Massachusetts and can be served on its registered agent for service, Corporate Service Company, at 84 State Street, Boston, Massachusetts 02109. At all times relevant, Mintz Levin was providing legal services to Atherotech in Alabama.

#### **Facts**

#### G. The Debtor's Bankruptcy

40. On March 4, 2016 (the "Petition Date"), Atherotech commenced case number 16-00909-TOM7, and Holdings commenced case number 16-00910-TOM7 (collectively, the

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"Bankruptcy Cases") by filing voluntary Chapter 7 petitions in the United States Bankruptcy Court for the Northern District of Alabama (the "Bankruptcy Court").

- 41. The Bankruptcy Court appointed the Trustee as the Chapter 7 trustee for each of the Bankruptcy Cases.
- 42. The Trustee is vested with the authority to bring this action on behalf of the Debtors' estates.
  - 43. The Lenders (as defined herein) have claims against the Debtor's estate.

#### H. The Debtors' Ownership

- 44. Prior to the Petition Date, Holdings was the sole shareholder of Atherotech's stock.
- 45. Prior to the Petition Date, the following Defendants were shareholder of Holdings' stock (collectively, the "Holdings Shareholders"):
  - a. Fund IV;
  - b. Behrman Brothers;
  - c. MidCap.
- 46. The following Defendants are partners in Fund IV (collectively, the "Fund IV Partners"):
  - a. AXA PF;
  - b. AXA PC;
  - c. Core Americas;
  - d. CSSP;
  - e. Global Fund;
  - f. MetLife;

### 

g.		PGDI;
h.		PGGOS;
i.		PE Holding;
j.		Portfolio Advisors;
k.	•	StepStone Cayman;
1.		StepStone;
m	l.,	Ireland;
n.		Varma;
o.		ASF;
p.	·	Behrman Brothers.
47.	Behrma	an Brothers is the general partner for Fund IV, and all other Fund IV
Partners are 1	imited pa	artners of Fund IV (the "Limited Partners").
48.	The D	efendants that were members of Behrman Brothers are as follows (the
"Behrman Br	others M	lembers"):
a.		Zeitlin;
b.		GM Behrman;
c.		Chiate;
d.		Dieber;
e.		DEB Trust;
f.		Grimes;
g.		KEB Trust;
h.		Lonergan;
i.		Matthes;

### 

- j. Rapport;
- k. Shah;
- I. Wu.

#### I. The Debtors' Management Structure

- 49. As the largest Holdings Shareholder, Fund IV controlled three of the five seats on the Holdings Board of Directors (the "Holdings Board").
- 50. Grant G. Behrman was the chairman of the Holdings Board from December 23, 2010, until his resignation from the Holdings Board on February 26, 2016.
- 51. Michael Cobble, MD was Chief Medical Officer of Atherotech from December 23, 2010, until March 4, 2016 (the "Petition Date").
- 52. Robert Flaherty was a member of the Holdings Board from December 23, 2010, until his resignation from the Holdings Board on February 26, 2016.
- 53. Les Hric was Chief Compliance Officer of Atherotech from December 23, 2010, until the Petition Date.
- 54. James McClintic was (a) a member of the Holdings Board from December 23, 2010, until the Petition Date, and (b) the President, Chief Executive Officer, and Secretary of Atherotech from December 12, 2014, until the Petition Date.
- 55. Michael Mullen was (a) the sole member of the Atherotech Board from December 23, 2010, until his resignation from the Atherotech Board on December 12, 2014, and (b) the President, Chief Executive Officer, and Secretary of Atherotech, from December 23, 2010, until his resignation from Atherotech on December 12, 2014.
- 56. Charles Musial was the Chief Financial Officer of Atherotech from August 5, 2011, until the Petition Date.

- 57. Thomas Perlmutter was a member of the Holdings Board from December 23, 2010, until his resignation on December 12, 2014.
- 58. Scott Rezek was the Chief Commercial Officer of Atherotech from December 23, 2010, until his resignation on November 12, 2014.
- 59. Robert Shufflebarger was the Chief Operating Officer of Atherotech from December 23, 2010, until the Petition Date.
- 60. Peter Smith was a member of the Holdings Board from April 5, 2013, until his resignation from the Holdings Board on February 26, 2016.
- 61. Rod Van Wagoner was the Vice President of Sales for Atherotech from December 23, 2010, until the Petition Date.
- 62. Mark Visser was a member of the Holdings Board from December 23, 2010, until his resignation from the Holdings Board on February 26, 2016.
- 63. Behrman, Flaherty, McClintic, Mullen, Perlmutter, Smith, and Visser are collectively, the "Directors".
- 64. Cobble, Hric, Mullen, Musial, Rezek, Shufflebarger, and Van Wagoner are collectively, the "Officers".

#### J. The Behrman Management Contract

65. On December 23, 2010, Atherotech and Behrman Management entered into a contract whereby Behrman Management agreed to provide financial and operational advice to Atherotech. Independent of the contract, Behrman Management assumed responsibilities, as part of its acquisition of Holdings, to provide oversight and management services, which included financial and operational advice, to the Debtors.

66. These services included, but were not limited to, providing advice on growth and operational strategies for Atherotech and advising Atherotech on the appropriate levels of debt and equity which Atherotech should maintain. As part of the business strategic advice given to Atherotech, Behrman Brothers were required to take into consideration compliance with federal and state laws.

#### K. Atherotech's Operations and Business Model

- 67. Prior to commencing its Bankruptcy Case, Atherotech operated a specialty laboratory that tested blood cholesterol levels using licensed technology known as the "VAP Test."
- 68. When a physician would order a VAP Test for a patient, there were multiple means of collecting the sample from the patient and sending the collected sample to Atherotech for testing.
- 69. One of the means of sending the collected sample to Atherotech was through Atherotech's payment of processing and handling fees ("P&H Fees") to the physician ordering the VAP Test.
- 70. Generally in such an instance, Atherotech would compensate the physician \$3.00 for the venipuncture the collection of the sample and a P&H Fee of \$7.00 for the physician appropriately packaging the collected sample, and shipping the collected sample to the Debtor.
- 71. While Medicare rules and regulations permit the payment of the venipuncture fee, Medicare rules and regulations have long prohibited the payment of P&H Fees.
  - 72. Sometimes Atherotech would pay a P&H fee greater than \$7.00.

- 73. When Atherotech received the blood sample from physicians, it would test the blood sample and provide the ordering physician with a report concerning the patient's blood cholesterol.
- 74. For patients covered by Medicare or other federal healthcare programs, Atherotech would file a claim against Medicare or the other federal healthcare program and receive reimbursement from the government for such claims.
- 75. On average, Atherotech would receive revenue of approximately \$140 to \$150 per collected sample.
- 76. Starting in 2011, Behrman Management advised Atherotech to engage in a growth strategy that was based on increasing Atherotech's direct sales to physicians.
- 77. Behrman Management devised this plan with the knowledge that increasing market share would require the payment of P&H Fees to physicians on a per specimen basis.

#### L. The DOJ Investigation

- 78. On or before September 7, 2012, the Department of Justice (the "DOJ") began an investigation regarding Atherotech's business activities.
- 79. Specifically, the DOJ was investigating (a) whether Atherotech's payments to physicians were kickbacks to induce physicians to order the VAP Test from Atherotech in violation of the Federal Anti-Kickback Statute (42 U.S.C. § 1320a-7b), and (b) whether Atherotech had submitted false claims against Medicare or other federal healthcare programs for medically unnecessary tests in violation of the False Claims Act (31 U.S.C. §§3729-3730).
- 80. Violations of the False Claims Act include treble damages, that is three times the amount of the false or fraudulent claim; and a penalty of not less than \$5,500 and not more than \$11,000 for each claim.

- 81. Despite receiving the notice of the DOJ investigation, Behrman Management advised Atherotech to continue its efforts to increase direct sales to physicians and to continue the practice of paying physicians P&H fees. Behrman Management continued giving this advice to Atherotech until June 2014.
- 82. From January 2011 through June 2013, Medicare reimbursed Atherotech approximately \$44,539,000 for tests that Atherotech had run.
- 83. Approximately 80% of these tests were associated with Atherotech's payment of P&H Fees to the ordering physician.
- 84. Thus there was an approximate \$35,691,000 contingent liability associated with the repayment of these Medicare reimbursements as of June 2013 under the False Claims Act.
- 85. This amounts to approximately \$107,073,000 in contingent liabilities as of June 2013, if taking into account treble damages under the False Claims Act.

#### M. The Dividend Recapitalization

- 86. In June 2013, while the DOJ investigation was ongoing, Atherotech determined that it would execute a dividend recapitalization (the "Dividend Recap").
- 87. The purposes of the Dividend Recap were to, among other things (a) pay the Dividend in the amount of \$31,559,342.45 to Holdings Shareholders and ultimately, in part, to the Fund IV Partners and the Berman Brothers Members (the "Dividend"), (b) pay off existing term debt of \$8,180,250.26, and (c) make a payment due to the prior Atherotech owners in the amount of \$2,000,000.
- 88. On June 28, 2013, Atherotech executed that certain Credit Agreement (the "Credit Agreement") by and between Atherotech as borrower, and Madison Capital Funding, LLC as agent for the lenders (the "Lenders").

- 89. Pursuant to the Credit Agreement, the Lenders agreed to make a term loan to Atherotech in the original principal amount of \$40.5 million.
- 90. As security for Atherotech's obligations under the Credit Agreement, Atherotech granted the Lenders a security interest and lien on essentially all of Atherotech's assets.
- 91. In an effort to support the transaction whereby Atherotech would incur \$40 million of new liabilities and distribute \$33 million, Atherotech obtained a solvency opinion (the "Solvency Opinion") from Houlihan Lokey, Inc. ("HL").
- 92. The Solvency Opinion did not include any information concerning the potential liabilities associated with payment of P&H fees, nor Atherotech's practice of P&H fees. Nor did it include any contingent liabilities in the calculation of Atherotech's equity value.
- 93. HL relied on Atherotech's representations that Atherotech had no contingent liabilities.
  - 94. Also, Atherotech provided HL with certain financial data and projections.
- 95. Atherotech's projections, however, did not include any changes to its business processes that might result from the inability to pay P&H Fees.
- 96. Pursuant to the Solvency Opinion, HL opined that Atherotech's value was predicated in large part on the "Company's strong patents and trade secrets" providing "protection from competitive threats."
- 97. Atherotech paid the Dividend on June 28, 2013, principally from funds borrowed under the Credit Agreement.
- 98. The largest Holdings Shareholder Fund IV, which owned 94% of the stock in Holdings and controlled three of the five seats on Holdings' board of directors received its portion of the Dividend in the amount of \$31,433,596.05 (the "Fund Dividend").

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- 99. The remaining Holdings Shareholders received their portions of the Dividend as follows:
  - a. Behrman Brothers received \$87,374.00;
  - b. MidCap received \$351,890.70;
- 100. None of the Holdings Shareholders provided the Debtors with any consideration for the portion of the Dividend that they received.
- 101. Pursuant to Fund IV's governing documents, in certain circumstances whenever Fund IV receives a distribution on one of its investments it must distribute the entirety of those funds within ten days of receipt.
- 102. On July 3, 2013, Fund IV distributed the entirety of the Fund Dividend to its Limited Partners and general partner Behrman Brothers as follows:
  - a. AXA PF received \$6,173,075;
  - b. AXA PC received \$864,230;
  - c. Core Americas received \$1,024,730;
  - d. CSSP received \$123,461;
  - e. Global Fund received \$1,543,269;
  - f. MetLife received \$3,086,538;
  - g. PGDI received \$925,961;
  - h. PGGOS received \$925,961;
  - i. PE Holding received \$3,703,847;
  - j. Portfolio Advisors received \$617,308;
  - k. StepStone Cayman received \$795,512;

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- 1. StepStone received \$648,988;
- m. Ireland received \$1,851,923;
- n. Varma received \$6,173,075;
- o. ASF received \$1,604,999;
- p. Behrman Brothers received \$1,370,719.
- 103. The Limited Partners received their portions of the Fund Dividend, totaling \$30,062,877.
- 104. Behrman Brothers received its portion of the Fund Dividend totaling \$1,370,719 (the "Behrman Brothers Fund IV Dividend"), and distributed it, in part, to the Behrman Brothers Members as follows:
  - a. Zeitlin received \$3,332;
  - b. GM Behrman received \$3,332;
  - c. Chiate received \$21,308;
  - d. Dieber received \$76,448;
  - e. DEB Trust received \$129,960;
  - f. Grimes received \$5,504;
  - g. KEB Trust received \$129,960;
  - h. Lonergan received \$243,206;
  - i. Matthes received \$312,760;
  - j. Rapport received \$31,396;
  - k. Shah received \$23,546;
  - 1. Wu received \$76,448.

- 105. Immediately after the Dividend Recap, at the end of June 2013, Atherotech had total assets with a book value of \$45,244,096, and total liabilities with a book value of \$51,045,820.
- 106. At the end of June 2013, 45% of Atherotech's assets were intangible (i.e., goodwill, customer relationships, licenses, and patents).
- 107. The Debtors paid the Dividend when it was aware that it was under investigation by the DOJ and had unrecorded contingent liabilities of \$107,073,000 for its violations of the False Claims Act.
- 108. At the time of the Dividend Recap, Atherotech having assets of only \$45,244,096 could not pay its liabilities, including the unrecorded contingent liabilities of \$107,073,000 for violations of the False Claims Act, as they became due.

#### N. The OIG Fraud Alert

- 109. The business plan developed by Behrman Management proved detrimental to Atherotech.
- 110. On June 25, 2014, the U.S. Department of Health and Human Services, Office of Inspector General ("HHS") issued that certain Special Fraud Alert: Laboratory Payments to Referring Physicians (the "Fraud Alert").
- 111. Pursuant to the Fraud Alert, the HHS confirmed its long-standing position: that P&H Fees paid to physicians were viewed as an incentive or inducement and violated the Anti-Kickback Statute. And such payments were illegal and violated Federal Anti-Kickback Statute and the Civil False Claims Act.

#### O. Mintz Levin's Representation

- 112. Commencing in January 2011, Mintz Levin undertook to represent Atherotech under a general engagement letter.
- 113. Mintz Levin's engagement letter provided that Mintz Levin would, "provide such legal and regulatory advice as [the Debtor] may request."
- 114. Soon after Atherotech retained Mintz Levin, Atherotech requested legal and regulatory advice from Mintz Levin concerning, among other things, Atherotech's compliance with healthcare statutes and regulations.
- 115. Specifically, Atherotech retained Mintz Levin to advise Atherotech as to the legality and permissibility of making P&H Fee payments to physicians.
- 116. Mintz Levin also advised Atherotech concerning how to address practices of several of Atherotech's competitors who were making larger P&H Fee payments than Atherotech.
- 117. In this regard, Mintz Levin advised Atherotech to report its competitor's practices to the U.S. Department of Justice (the "DOJ").
- 118. Atherotech took Mintz Levin's advice, but expressed concern to Mintz Levin that reporting the competitor's conduct to the DOJ could result in the DOJ investigating Atherotech for Atherotech's practices of paying P&H fees to physicians.
- 119. For example, early in Mintz Levin's engagement, in April 2011, Robert Flaherty a member of Atherotech's Board of Directors emailed Hope Foster at Mintz Levin stating, "We would like to hear from you the extent to which we ourselves may be at risk based on what Mike and others have described to you and for what you have further learned by appropriate questions you have posed to them to unearth what you need to know to make such judgments."

- 120. Similarly, Michael Mullen Atherotech's CEO emailed Hope Foster at Mintz Levin stating that Atherotech would "need to have legal advice/opinion on the likelihood there is an action, and if so, if we are a part of that action, what does it mean potentially to us in terms of risk."
- 121. Despite Atherotech's concerns, Mintz Levin advised and re-assured Atherotech they should report their competitors' conduct to the DOJ regarding payment of P&H fees.

  Atherotech relied on Mintz Levin's advice in going to the DOJ to report on its competitors.
- 122. On or before September 7, 2012, the Department of Justice (the "DOJ") began an investigation regarding Atherotech's claims submitted to Medicare.
- 123. Specifically, the DOJ was investigating (a) whether Atherotech's payments to physicians were kickbacks to induce physicians to order the VAP test from Atherotech in violation of the Federal Anti-Kickback Statute (42 U.S.C. § 1320a-7b), and (b) whether Atherotech had submitted false claims against Medicare or other federal healthcare programs for medically unnecessary tests in violation of the False Claims act (31 U.S.C. §§3729-3730).
- 124. Violations of the False Claims Act include treble damages, that is three times the amount of the false or fraudulent claim; and a penalty of not less than \$5,500 and not more than \$11,000 for each claim.
  - 125. Mintz Levin represented Atherotech with regard to the DOJ investigation.
- 126. Even during the DOJ investigation, with Mintz Levin's knowledge, Atherotech continued to make P&H Fee payments to physicians.
- 127. Mintz Levin either knew or should have known that Atherotech's practice of paying P&H Fees put Atherotech at risk of violating the False Claims Act.

- 128. At no time during Mintz Levin's representation of Atherotech did Mintz Levin ever advise Atherotech to stop making P&H Fee payments to physicians.
- 129. Despite failing to advise Atherotech to stop making P&H Fee payments to physicians after repeated expressions of concern from Atherotech, Mintz Levin invoiced and Atherotech paid for legal services totaling \$619,673.83 for Mintz Levin's representation of Atherotech.
- 130. Mintz Levin invoiced Atherotech for an additional \$1,748,337.26 related to representing and defending Atherotech during the DOJ investigation.
- 131. As of the Petition Date, Atherotech had contingent liabilities for violations of the False Claims Act in the amount of approximately \$107,073,000 for P&H Fees that Atherotech paid from the beginning of Mintz Levin's representation in January 2011, through the date of the Dividend Recap.
- 132. In Atherotech's bankruptcy case, the U.S. government, by and through two relators, has claims for more than \$26.4 million based on Atherotech's payment of P&H Fees.
- 133. Mintz Levin filed a claim in Atherotech's bankruptcy case for \$181,397.99 for unpaid fees and expenses.

### P. Atherotech's Financial Collapse

- 134. By July 2014, just a little over a year after the Dividend Recap, Atherotech was no longer able to pay P&H Fees.
- 135. Consequently, Atherotech's revenues decreased significantly due to the removal of this incentive for doctors to promote Atherotech tests for their patients.
  - 136. The HL Solvency Opinion did not account for this foreseeable event in any way.

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- 137. By July 2015, Fund IV had to invest another \$3 million into Atherotech because of weaker sales in 2014.
- 138. In August of 2015, Fund IV invested an additional \$1.9 million into Atherotech to cure a default under the Credit Agreement.
- 139. In October 2015, Fund IV invested an additional \$2 million into Atherotech to provide Atherotech with liquidity to pay its bills as they became due.
- 140. By December 2015, the Fund wrote down the value of its investment in Atherotech to \$1 million.
  - 141. The Trustee ultimately sold Atherotech's assets for \$19.6 million.

#### Count I

### Intentionally Fraudulent Transfer (Bankruptcy Code § 544 and Ala. Code § 8-9A-4(a))

#### Against all Defendants except Mintz Levin and Behrman Management

- 142. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 143. Fund IV by virtue of controlling three of the five seats on the Holdings Board controlled the Debtors and were insiders of the Debtors.
  - 144. Each of the Directors was an insider of the Debtors.
  - 145. Each of the Officers was an insider of the Debtors.
- 146. Prior to the Debtors paying the Dividend, the DOJ was investigating Atherotech for violations of Federal Anti-Kickback Statutes and violations of the False Claims Act.
- 147. None of the Holdings Shareholders provided the Debtors with any consideration for the portion of the Dividend that they received.
- 148. Atherotech paid the Dividend on the same day that it incurred a substantial debt in the form of the \$40 million obligation to the Lenders.

- 149. On the day that Atherotech paid the Dividend, it had assets with a book value of \$45,244,096, and total liabilities with a book value of \$51,045,820.
- 150. Furthermore, Atherotech had unrecorded contingent liabilities for violations of the False Claims Act in the amount of approximately \$107,073,000.
  - 151. Atherotech was insolvent on the day that it paid the Dividend.
- 152. The Debtors paid the Dividend with the actual intent to hinder, delay, or defraud its creditors.

#### Count II

#### Constructively Fraudulent Transfer (Bankruptcy Code § 544 and Ala. Code § 8-9A-4(c))

#### Against all Defendants except Mintz Levin and Behrman Management

- 153. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 154. None of the Holdings Shareholders provided the Debtors with any consideration for the portion of the Dividend that they received.
- 155. With each Medicare-covered blood sample that Atherotech received and tested from physicians that received P&H fees, it received revenue of \$140 to \$150 per sample, and incurred a liability under the False Claims act for \$5,500.
- 156. Given the Debtor's loss on each Medicare-covered blood sample that Atherotech tested from physicians that received P&H fees, the Debtors had unreasonably small capital at the time of the Dividend.
- 157. Furthermore, given the Debtor's loss on each Medicare-covered blood sample that Atherotech tested from physicians that received P&H fees, the Debtors incurred, or should have believed that they would incur, debts to the Lenders that were beyond the Debtors' ability to pay.
  - 158. The Dividend was constructively fraudulent as to the Debtors' creditors.

#### **Count III**

#### Constructively Fraudulent Transfer (Bankruptcy Code § 544 and Ala. Code § 8-9A-(a))

#### Against all Defendants except Mintz Levin and Behrman Management

- 159. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 160. The Lenders, who provided a loan to the Debtors before the Debtors paid the Dividend, have a claim against the Debtors that was antecedent to the Dividend.
- 161. None of the Holdings Shareholders provided the Debtors with any consideration for the portion of the Dividend that they received.
- 162. On the day that Atherotech paid the Dividend, it had assets with a book value of \$45,244,096, and total liabilities with a book value of \$51,045,820.
- 163. Furthermore, Atherotech had unrecorded contingent liabilities for violations of the False Claims Act in the amount of \$107,073,000.
  - 164. Atherotech was insolvent on the day that it paid the Dividend.
  - 165. The Dividend was constructively fraudulent as to the Lenders.

#### **Count IV**

#### Recovery of Fraudulent Transfer (Bankruptcy Code § 550(a)(1)) - Holdings Shareholders

- 166. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
  - 167. The Shareholders were the initial parties to receive the Dividend.
  - 168. Furthermore, the Debtors paid the Dividend for the benefit of the Shareholders.
  - 169. The Trustee may recover the Dividend from the Shareholders.

#### Count V

#### Recovery of Fraudulent Transfer (Bankruptcy Code § 550(a)(1)) - Fund IV Partners

- 170. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 171. Fund IV had no discretion to direct or control the Fund Dividend that Fund IV received from the Debtors.
- 172. Rather, the Fund Dividend passed through Fund IV, penny-for-penny, and went to the Fund IV Partners.
- 173. The Fund IV Partners were the beneficiaries of the Dividend to the extent they received such funds.
- 174. The Trustee may recover the Dividend from the Fund IV Partners to the extent they received a portion of the Dividend.

#### Count VI

### Recovery of Fraudulent Transfer (Bankruptcy Code § 550(a)(2)) - Fund IV Partners

- 175. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 176. After receiving the Fund Dividend, Fund IV paid the entirety of the Fund Dividend to the Fund IV Partners.
- 177. The Fund IV Partners are each immediate or mediate transferees of the Fund Dividend from Fund IV.
  - 178. The Trustee may recover the Fund Dividend from the Fund IV Partners.

#### Count VII

### Recovery of Fraudulent Transfer (Bankruptcy Code § 550(a)(2)) – Behrman Brothers Members

179. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.

- 180. After receiving the Behrman Brothers Fund IV Dividend, Behrman Brothers paid the entirety of the Behrman Brothers Fund IV Dividend to the Behrman Brothers Members.
- 181. The Behrman Brothers Members are each immediate or mediate transferees of the Behrman Brothers Fund IV Dividend from Behrman Brothers.
- 182. The Trustee may recover the Behrman Brothers Fund IV Dividend from the Behrman Brothers Members.

## Count VIII Negligence – Behrman Management

- 183. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 184. As Atherotech's financial and operational advisor, Behrman Management had a duty to provide reasonable and sound advice to Atherotech regarding its business practices.
- 185. Behrman Management breached its common law duties to Atherotech by negligently failing to provide reasonable and sound business advice.
- 186. Behrman Management breached its duty in failing to advise Atherotech regarding the appropriate levels of debt and equity that Atherotech should maintain.
- 187. Behrman Management breached its duties to Atherotech by encouraging Atherotech to pay out the Dividend whereby Atherotech became more insolvent and threatened Atherotech's ability to be a long-term going concern.
- 188. Behrman Management also breached its duty to Atherotech by advising Atherotech to engage in a business strategy that would increase the company's payments of P&H Fees, which were illegal kickbacks to physicians. Behrman Management continued this advice from 2010 to June 2014.

- 189. Moreover, Behrman Management breached its duties to Atherotech by failing to advise the company to stop paying P&H Fees when the DOJ notified Atherotech in September 2012 that it was being investigated for possible kickback payments to physicians.
- and implement a reasonable strategy to respond to the changing competitive landscape that was created by the 2014 Fraud Alert. Behrman Management failed to have a contingency plan in place in order to respond to the anticipated 2014 Fraud Alert, and the initiatives advanced by Behrman Management were hastily put together in disregard of the most basic decision-making processes. Moreover, Behrman Management was negligent in advising Atherotech to change its billings practices in 2015, which led to further financial harm to the Debtors.
- 191. As a proximate cause of Behrman Management's multiple breaches of its duty to provide sound and reasonable advice to Atherotech, Atherotech was forced to file for Chapter 7 bankruptcy in March 2016.
- 192. As a result of Behrman Management's breaches, Atherotech suffered damages in the form of lost profits and exposed the company to avoidable liabilities, including unnecessary legal expenses and exposure to the federal government.

## Count IX Breach of Contract – Behrman Management

- 193. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 194. Atherotech and Behrman Management entered into a contract whereby Behrman Management agreed to serve as Atherotech's financial and operational advisor.
- 195. Behrman Management breached the contract with Atherotech by failing to provide reasonable and sound business advice. Behrman Management failed to advise

Atherotech regarding the appropriate levels of debt and equity that Atherotech should maintain. Behrman Management breached the contract by encouraging Atherotech to pay out as a dividend in 2013 an amount that left the company insolvent and threatened Atherotech's ability to be a long-term going concern.

- 196. Behrman Management also breached its contract by advising Atherotech to engage in a business strategy that would increase the company's payments of P&H fees, which were illegal kickbacks to physicians. Moreover, Behrman Management breached its contractual duties by failing to advise the company to stop paying P&H fees when the government notified Atherotech in September 2012 that it was being investigated for possible kickback payments to physicians. Behrman Management further breached its duty to Atherotech by failing to create and implement a reasonable strategy to respond to the changing competitive landscape that was created by the 2014 Fraud Alert.
- 197. As a proximate cause of Behrman Management's multiple breaches of its contractual obligations, Atherotech was forced to file for Chapter 7 bankruptcy in March 2016. As a result of Behrman Management's breaches, Atherotech suffered damages in the form of lost profits and exposed the company to avoidable liabilities, including unnecessary legal expenses and exposure to the federal government.

## Count X Breach of Fiduciary Duty – Behrman Management

198. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.

199. As Atherotech's financial and operational advisors, Behrman Management had a

fiduciary duty to Atherotech to provide the company with financial and business advice that was

in Atherotech's best interest.

200. Behrman Management breached its fiduciary duties to Atherotech. Behrman

Management breached its duty in failing to advise Atherotech regarding the appropriate levels of

debt and equity that Atherotech should maintain. Behrman Management breached its duties to

Atherotech by encouraging Atherotech to pay out as a dividend in 2013 an amount that left the

company insolvent and threatened Atherotech's ability to be a long-term going concern.

201. Behrman Management also breached its duty to Atherotech by advising

Atherotech to engage in a business strategy that would increase the company's payments of P&H

fees, which were illegal kickbacks to physicians. Moreover, Behrman Management breached its

duties to Atherotech by failing to advise the company to stop paying P&H fees when the

government notified Atherotech in September 2012 that it was being investigated for possible

kickback payments to physicians.

202. As a proximate cause of Behrman Management's multiple breaches of its

fiduciary duties, Atherotech was forced to file for Chapter 7 bankruptcy in March 2016. As a

result of Behrman Management's breaches, Atherotech suffered damages in the form of lost

profits and exposed the company to avoidable liabilities, including unnecessary legal expenses

and exposure to the federal government.

Count XI

Unjust Enrichment against Mintz Levin - Payments for regulatory advice

- 203. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 204. Atherotech paid Mintz Levin \$619,673.83 to provide Atherotech with competent regulatory advice concerning among other things the legality of paying P&H Fees.
- 205. In making these payments to Mintz Levin, Atherotech expected to receive competent regulatory advice concerning, among other things, the legality of paying P&H Fees.
- 206. Mintz Levin failed to provide Atherotech with competent regulatory advice concerning, among other things, the legality of paying P&H Fees.
- 207. Mintz Levin became unjustly enriched by the payment of \$2,368,011.09 from Atherotech for Mintz Levin's advice and/or lack of advice on the legality of paying P&H fees.

#### Count XII Negligence - Mintz Levin

- 208. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
- 209. When Mintz Levin undertook the represent Atherotech under its general engagement letter, Mintz Levin assumed the duty to advise Atherotech with regard to Atherotech's healthcare regulatory-related practices in a professional manner.
- 210. Despite knowing that Atherotech was paying P&H Fees and running a risk by doing so, Mintz Levin never advised Atherotech to stop paying P&H Fees.
- 211. Rather, Mintz Levin allowed Atherotech to continue to this risk and ultimately have substantial unreported liabilities to the government for its violations of the False Claims Act; liabilities totaling at a minimum \$26.4 million.
- 212. Despite knowing that Atherotech was paying P&H Fees and running a risk by doing so, Mintz Levin advised Atherotech to complain to the DOJ concerning Atherotech's

competitors' practices of paying P&H Fees and admit to the DOJ that Atherotech was paying P&H Fees.

- 213. After Atherotech acted on Mintz Levin's advice, and based on Atherotech's disclosures of paying P&H Fees itself, the DOJ began an investigation into Atherotech's practice of paying P&H Fees.
- 214. This investigation led to Atherotech paying Mintz Levin \$1,748,337.26 for representation related to the DOJ investigation.
- 215. Altogether, Mintz Levin's failure to competently advise regarding ceasing to pay P&H Fees resulted in False Act Claims against Atherotech for a minimum of \$26.4 million and Mintz Levin's actual advice cost Atherotech \$1,748,337.26 in unnecessary legal fees. Mintz Levin breached the standard of care applicable to attorneys providing advice in Alabama to an Alabama client as it related to Mintz Levin's acts and omissions concerning the legality of paying P&H fees as referenced above.

### Count XIII Objection to Mintz Levin's Claim

- 216. The Trustee adopts and incorporates all the previous paragraphs in this Complaint as if fully stated herein.
  - 217. The Trustee objects to Mintz Levin's claim.
- 218. Because Mintz Levin was negligent when representing Atherotech, Mintz Levin is not entitled to a claim against Atherotech.

WHEREFORE, the Trustee respectfully requests that this Court:

A. To enter judgment in favor of Trustee and against Defendants and each of them jointly and severally, in an amount to be proven at trial;

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- B. Award direct and, if applicable, consequential, incidental, and punitive damages in an amount to be determined at trial;
  - C. Award costs, as provided by law; and
- D. Enter judgment awarding such other further relief as this Court deems just and equitable.

Respectfully submitted,

/s/ Bill D. Bensinger

Daniel D. Sparks
Richard E. Smith
Bill D. Bensinger

Jonathan W. Macklem

Attorneys for Thomas E. Reynolds, Trustee

#### **OF COUNSEL:**

CHRISTIAN & SMALL, LLP 1800 Financial Center 505 North 20<sup>th</sup> Street Birmingham, Alabama 35203

Tel: 205-250-6626 Fax: 205-328-7234

Email: bdb@csattorneys.com

#### JURY DEMAND

Plaintiff respectfully requests all issues be decided by a struck jury.

/s/ Bill D. Bensinger
Of Counsel

## SUMMONS - CIVIL -

	THE CIRCUIT COURT OF JEFFERSON C		_
THOMA	AS E. REYNOLDS TRUSTEE V. BEHRMAN	N CAPITAL IV L.P. ET AL	
NOTICE TO: BEHRMAN CAPIT	TAL IV L.P., CORPORATION SERVICE COMPA 251 LITTLE F	FALLS DR., WILMINGTON, DE 19808	
	(Name and Address of D		_
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH	TO PROTECT YOUR RIGHTS. YOU OR YOU EN ANSWER, EITHER ADMITTING OR DENYING THE CLERK OF THIS COURT. A COPY OF UR ATTORNEY TO THE PLAINTIFF(S) OR ATT	IS SUMMONS IS IMPORTANT, AND YOU MUS UR ATTORNEY ARE REQUIRED TO FILE TH NG EACH ALLEGATION IN THE COMPLAINT O YOUR ANSWER MUST BE MAILED OR HAN TORNEY(S) OF THE PLAINTIFF(S),	E R
· · · · · · · · · · · · · · · · · · ·	[Name(s) of Attorney(s)]		
WHOSE ADDRESS(ES) IS/AI	RE: 505 North 20th Street, Suite 1800, BIRMING [Address(es) of P	HAM, AL 35203 Plaintiff(s) or Attorney(s)]	.*
OTHER DOCUMENT WERE		FTER THIS SUMMONS AND COMPLAINT O AULT MAY BE RENDERED AGAINST YOU FO HER DOCUMENT.	
TO ANY SHERI	IFF OR ANY PERSON AUTHORIZED BY T PROCEDURE TO SERVE PRO	· · · · · · · · · · · · · · · · · · ·	
☐ You are hereby commar	nded to serve this Summons and a copy of t	the Complaint or other document in	
this action upon the abo		THOMAS E. REYNOLDS	
-	of this Summons is initiated upon the writter		_
'	Rules of the Civil Procedure.	[Name(s)]	
3/3/2018 12:10:55 F	PM /s/ ANNE-MARIE (Signature of C		_
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✓ Certified Mail is hereby to the control of th	requested. /s/ BILL DELONE (Plaintiffs/Attorney's S		
	RETURN ON SERVIC	E	
Return receipt of certifie	d mail received in this office on		
☐ I certify that I personally	delivered a copy of this Summons and Corr	(Date) uplaint or other document to	_
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(Name of Per	son Served)	(Name of County)	
Alabama on			
	(Date)	(Address of Convert	_
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(Type of Process Server)	(Server's Signature)		_
	(Server's Printed Name)	(Phone Number of Server)	-

State of Alabama Court Case Number SUMMONS 01-CV-2018-900889.00 Unified Judicial System - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: BEHRMAN BROTHERS IV L.L.C., CORPORATION SERVICE COMPA 251 LITTLE FALLS DR., WILMINGTON, DE 19808 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. /s/ ANNE-MARIE ADAMS By: 3/3/2018 12:10:55 PM (Name) (Signature of Clerk) (Date) /s/ BILL DELONEY BENSINGER Certified Mail is hereby requested. (Plaintiff's/Attorney's Signature) RETURN ON SERVICE Return receipt of certified mail received in this office on I certify that I personally delivered a copy of this Summons and Complaint or other document to County, (Name of County) (Name of Person Served) Alabama on \_\_\_\_ (Date) (Address of Server) (Server's Signature) (Type of Process Server) (Server's Printed Name) (Phone Number of Server)

## SUMMONS - CIVIL -

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IN.	THE CIRCUIT COURT OF JEFFERSON	COUNTY, ALABAMA	
THOM	AS E. REYNOLDS TRUSTEE V. BEHRM	AN CAPITAL IV L.P. ET AL	
NOTICE TO: MIDCAP FINANC	IAL INVESTMENT, LP, CORPORATION TRUST COMPAN		
	(Name and Address of	,	
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH	TO PROTECT YOUR RIGHTS. YOU OR Y EN ANSWER, EITHER ADMITTING OR DEN' THE CLERK OF THIS COURT. A COPY O DUR ATTORNEY TO THE PLAINTIFF(S) OR A	THIS SUMMONS IS IMPORTANT, AND YOU MUTOUR ATTORNEY ARE REQUIRED TO FILE TO YING EACH ALLEGATION IN THE COMPLAINT OF YOUR ANSWER MUST BE MAILED OR HAILTORNEY(S) OF THE PLAINTIFF(S),	HE DR
	[Name(s) of Attorney(s)]		_
WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Street, Suite 1800, BIRMIN [Address(es) o	NGHAM, AL 35203 of Plaintiff(s) or Attorney(s)]	_;
OTHER DOCUMENT WERE		AFTER THIS SUMMONS AND COMPLAINT OF A STAULT MAY BE RENDERED AGAINST YOU FOOTHER DOCUMENT.	
TO ANY SHER	IFF OR ANY PERSON AUTHORIZED BY PROCEDURE TO SERVE PR		
☐ You are hereby comma	nded to serve this Summons and a copy o	of the Complaint or other document in	
this action upon the abo	ve-named Defendant.	THOMAS E. REYNOLDS	
	of this Summons is initiated upon the writ	•	_
'	a Rules of the Civil Procedure.	[Name(s)]	
3/3/2018 12:10:55 (Date)	PM /s/ ANNE-MAR (Signature o		_
✓ Certified Mail is hereby	requested. /s/ BILL DELON (Plaintiff's/Attorney)	NEY BENSINGER s Signature)	
	RETURN ON SERVI	CE	
Return receipt of certifie	ed mail received in this office on	•	
☐ I certify that I personally	delivered a copy of this Summons and Co	(Date) omplaint or other document to	_
	in	Count	y,
•	rson Served)	(Name of County)	
Alabama on	(Date)		
	(Date)	(Address of Server)	_
(Type of Process Server)	(Server's Signature)		
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	(Server's Printed Name)	(Phone Number of Server)	

State of Alabama
Unified Judicial System

# SUMMONS - CIVIL -

	N THE CIRCUIT COURT OF JEFFERSON ( AS E. REYNOLDS TRUSTEE V. BEHRMA	•
NOTICE TO: CORE AMERICA	S/GLOBAL HOLDINGS, LP, CORPORATION TRUST COMP/	ANY 1209 ORANGE STREET, WILMINGTON, DE 19801
	(Name and Address of	Defendant)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT. WITH	I TO PROTECT YOUR RIGHTS. YOU OR YOU FEN ANSWER, EITHER ADMITTING OR DENYING THE CLERK OF THIS COURT. A COPY OF DUR ATTORNEY TO THE PLAINTIFF(S) OR AT	HIS SUMMONS IS IMPORTANT, AND YOU MUST OUR ATTORNEY ARE REQUIRED TO FILE THE ING EACH ALLEGATION IN THE COMPLAINT OR F YOUR ANSWER MUST BE MAILED OR HAND TORNEY(S) OF THE PLAINTIFF(S),
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/A	ARE: 505 North 20th Street, Suite 1800, BIRMING	
	• • •	Plaintiff(s) or Attorney(s)]
OTHER DOCUMENT WERE	MAILED OR DELIVERED WITHIN 30 DAYS A SERVED ON YOU OR A JUDGMENT BY DEF INGS DEMANDED IN THE COMPLAINT OR O	AFTER THIS SUMMONS AND COMPLAINT OR FAULT MAY BE RENDERED AGAINST YOU FOR THER DOCUMENT.
TO ANY SHER	RIFF OR ANY PERSON AUTHORIZED BY PROCEDURE TO SERVE PRO	
You are hereby comma	anded to serve this Summons and a copy of	the Complaint or other document in
this action upon the abo	ove-named Defendant.	THOMAS E. REYNOLDS
Service by certified mai	il of this Summons is initiated upon the writte	
	a Rules of the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55		E ADAMS By:
(Date)	(Signature of	
✓ Certified Mail is hereby	requested. /s/ BILL DELON! (Plaintiff's/Attorney's	
	DETUDN ON OFFI	`E
	RETURN ON SERVIC	/ <b>L</b>
☐ Return receipt of certifie	ed mail received in this office on	•
-	ed mail received in this office on	(Date)
-	, , , , , , , , , , , , , , , , , , ,	(Date) mplaint or other document to
☐ I certify that I personally	ed mail received in this office on	(Date) mplaint or other document to County,
☐ I certify that I personally	ed mail received in this office on	(Date) mplaint or other document to
☐ I certify that I personally	ed mail received in this office on	(Date) mplaint or other document to County,
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☐ I certify that I personally	ed mail received in this office on	(Date) mplaint or other document to County,
☐ I certify that I personally	ed mail received in this office on	(Date) mplaint or other document toCounty, (Name of County)
I certify that I personally (Name of Pe	y delivered a copy of this Summons and Coring in	(Date) mplaint or other document to  County,  (Name of County)  (Address of Server)
I certify that I personally (Name of Pe	ed mail received in this office on y delivered a copy of this Summons and Con in erson Served)  (Date)	(Date) mplaint or other document toCounty, (Name of County)
I certify that I personally (Name of Pe	y delivered a copy of this Summons and Coring in	(Date) mplaint or other document to  County,  (Name of County)  (Address of Server)
I certify that I personally (Name of Pe	y delivered a copy of this Summons and Coring in	(Date) mplaint or other document to  County,  (Name of County)  (Address of Server)
I certify that I personally (Name of Pe	y delivered a copy of this Summons and Coring in	(Date) mplaint or other document to  County,  (Name of County)  (Address of Server)
I certify that I personally (Name of Pe	y delivered a copy of this Summons and Coring in	(Date) mplaint or other document to  County,  (Name of County)  (Address of Server)
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I certify that I personally (Name of Pe	y delivered a copy of this Summons and Coring in	(Date) mplaint or other document to  County,  (Name of County)  (Address of Server)
I certify that I personally (Name of Pe	y delivered a copy of this Summons and Coring in	(Date) mplaint or other document to  County,  (Name of County)  (Address of Server)

State of Alabama Court Case Number SUMMONS Unified Judicial System 01-CV-2018-900889.00 - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: CS STRATEGIC PARTNERS IV INVESTMENTS, LP, 11 MADISON AVE 16TH FLOOR, NEW YORK, NY 10010 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. 3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By: (Date) (Signature of Clerk) (Name) /s/ BILL DELONEY BENSINGER Certified Mail is hereby requested. (Plaintiff's/Attorney's Signature) RETURN ON SERVICE Return receipt of certified mail received in this office on ☐ I certify that I personally delivered a copy of this Summons and Complaint or other document to County. (Name of Person Served) (Name of County) Alabama on (Address of Server) (Type of Process Server) (Server's Signature) (Server's Printed Name) (Phone Number of Server)

### SUMMONS - CIVIL -

IN THE CIRC	CUIT COURT OF JEFFERSON CO	UNTY, ALABAMA
	'NOLDS TRUSTEE V. BEHRMAN (	
NOTICE TO: GLOBAL FUND PARTNERS II, I	LP, CORPORATION TRUST COMPANY 1209 ORA	ANGE STREET, WILMINGTON, DE 19801
	(Name and Address of Def	endant)
TAKE IMMEDIATE ACTION TO PROTE ORIGINAL OF YOUR WRITTEN ANSWE	ECT YOUR RIGHTS. YOU OR YOUR ER, EITHER ADMITTING OR DENYING RK OF THIS COURT. A COPY OF YO RNEY TO THE PLAINTIFF(S) OR ATTO	SUMMONS IS IMPORTANT, AND YOU MUST RATTORNEY ARE REQUIRED TO FILE THE EACH ALLEGATION IN THE COMPLAINT OR DUR ANSWER MUST BE MAILED OR HAND RNEY(S) OF THE PLAINTIFF(S),
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/ARE: 505 No	rth 20th Street, Suite 1800, BIRMINGHA	AM, AL 35203 .
	[Address(es) of Plain	ntiff(s) or Attorney(s)]
	ON YOU OR A JUDGMENT BY DEFAU	TER THIS SUMMONS AND COMPLAINT OR ILT MAY BE RENDERED AGAINST YOU FOR ER DOCUMENT.
TO ANY SHERIFF OR AN	Y PERSON AUTHORIZED BY THE	
☐ You are hereby commanded to se	rve this Summons and a copy of the	Complaint or other document in
this action upon the above-named		
Service by certified mail of this Sur		THOMAS E. REYNOLDS
pursuant to the Alabama Rules of	•	[Name(s)]
	/s/ ANNE-MARIE A	
3/3/2018 12:10:55 PM (Date)	/S/ ANNE-WARIE A	
(Date)		<u> </u>
Certified Mail is hereby requested.		
	(Plaintiff's/Attorney's Sign	nature)
	RETURN ON SERVICE	
Return receipt of certified mail rece	eived in this office on	
I certify that I personally delivered	a conv of this Summons and Compl	(Date)
I certify that I personally delivered		
(Name of Person Served)	in	(Name of County)
•		(Name of County)
Alabama on (Date)	•	
(Date)		(Address of Corne)
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(Type of Process Server)	(Server's Signature)	
	(Server's Printed Name)	(Phone Number of Server)

### SUMMONS - CIVIL -

IN THE CIRC	CUIT COURT OF JEFFERSON COU	NTY, ALABAMA
	NOLDS TRUSTEE V. BEHRMAN CA	
NOTICE TO: METLIFE INSURANCE COMPAN	· · · · · · · · · · · · · · · · · · ·	
	(Name and Address of Defen	dant)
TAKE IMMEDIATE ACTION TO PROTE ORIGINAL OF YOUR WRITTEN ANSWE	ECT YOUR RIGHTS. YOU OR YOUR A ER, EITHER ADMITTING OR DENYING E RK OF THIS COURT. A COPY OF YOU	JMMONS IS IMPORTANT, AND YOU MUST ATTORNEY ARE REQUIRED TO FILE THE ACH ALLEGATION IN THE COMPLAINT OR JR ANSWER MUST BE MAILED OR HAND NEY(S) OF THE PLAINTIFF(S),
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/ARE: 505 No.		<u>·                                      </u>
	[Address(es) of Plainti	ff(s) or Attorney(s)]
THE ANSWER MUST BE MAILED OR OTHER DOCUMENT WERE SERVED O THE MONEY OR OTHER THINGS DEMA	N YOU OR A JUDGMENT BY DEFAULT	R THIS SUMMONS AND COMPLAINT OR MAY BE RENDERED AGAINST YOU FOR DOCUMENT.
TO ANY SHERIFF OR AN	IY PERSON AUTHORIZED BY THE PROCEDURE TO SERVE PROCES	
☐ You are hereby commanded to ser	rve this Summons and a copy of the C	complaint or other document in
this action upon the above-named	Defendant.	THOMAS E. REYNOLDS
Service by certified mail of this Sur	mmons is initiated upon the written red	
pursuant to the Alabama Rules of i	the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55 PM	/s/ ANNE-MARIE AD	AMS By:
(Date)	(Signature of Clerk)	(Name)
✓ Certified Mail is hereby requested.	/s/ BILL DELONEY BE	NSINGER
	(Plaintiff's/Attorney's Signat	
	RETURN ON SERVICE	
Return receipt of certified mail rece	eived in this office on	
		(Date)
I certify that I personally delivered a	a copy of this Summons and Complai	
(Name of Davids - Octobril)	inin	County,
(Name of Person Served)		(Name of County)
Alabama on (Date)	·	
(Date)		(Addross of Corner)
		(Address of Server)
(Type of Process Server)	(Server's Signature)	V
	(Canada Dantad Mama)	(Dhana Nambana 1900)
	(Server's Printed Name)	(Phone Number of Server)

# SUMMONS - CIVIL -

IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E, REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL  NOTICE TO: PORTFOLIO ADVISIORS SECONDARY FUND, L.P., COGENCY GLOBAL, INC. 589 NEW BURTON RO STE 261, DOVER, DE 19904  THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS, YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, ETHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLANT OF THE TOUR DELINERED BY YOUR ACCOMPANT HIS COUNT. A COPY OF YOUR ANSWER MUST BE MILLED OR HAND DELINERED BY YOUR NOT RESENTANT THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MILLED OR HAND DELIVERED BY YOUR NOT BE TOUR OF THE PLAINTIFF(S), OF THE PLAINTIFF(S), OF THE PLAINTIFF(S), DET THE PLAINTIFF	LOI	III C-54 (164. 4/2011				
NOTICE TO: PORTFOLIO ADVISORS SECONDARY FUND, L.P., COGENCY GLOBAL, INC. 850 NEW BURTON RD STE 201, DOVER, DE 19904  (Name and Address of Defendent)  THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S),  [Name(s) of Attorney(s)]  WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203  [Address(es) of Plaintiff(s) or Attorney(s)]  WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203  [Address(es) of Plaintiff(s) or Attorney(s)]  THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.  TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:  [You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.  THOMAS E. REYNOLDS  [You are hereby certified mail of this Summons is initiated upon the written request of TRUSTEE pursuant to the Alabama Rules of the Civil Procedure.  3/3/2018 12:10:55 PM  (Date)  [Name(s)]						
(Name and Address of Defendent)  THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS, YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), BILL DELONEY BENSINGER  [Name(s) of Attorney(s)]  WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)]  THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.  TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:  You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.  Yes revice by certified mail of this Summons is initiated upon the written request of TRUSTEE pursuant to the Alabama Rules of the Civil Procedure.  3/3/2018 12:10:55 PM  (Date)  (Date)  (Date)  RETURN ON SERVICE    Return receipt of certified mail received in this office on (Date)  (Name of Person Served)  (Name of County)  Alabama on (Date)  (Name of Person Served)  (Name of County)						L
THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE CRIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENTYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), BILL DELONEY BENSINGER  [Name(s) of Attorney(s)]  WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)]  THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.  TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:  You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.  THOMAS E. REYNOLDS  Service by certified mail of this Summons is initiated upon the written request of TRUSTEE pursuant to the Alabama Rules of the Civil Procedure.  3/3/2018 12:10:55 PM  (Signature of Clerk)  (Signature of Clerk)  (Plaintiff's/Attorney's Signature)  RETURN ON SERVICE  Return receipt of certified mail received in this office on  (Date)  (Name of Person Served)  (Name of Person Served)  (Name of County)  Alabama on  (Date)  (Obte)  (Garrier's Signature)	ľ	NOTICE TO: PORTFOLIO AD	VISORS SECONDARY FUND, L			DOVER, DE 19904
TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENVING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), BILL DELONEY BENSINGER  [Name(s) of Attorney(s)]  WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)]  THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.  TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:  You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.  THOMAS E. REYNOLDS  Service by certified mail of this Summons is initiated upon the written request of TRUSTEE pursuant to the Alabama Rules of the Civil Procedure.  3/3/2018 12:10:55 PM  (Signature of Clerk)  (Rame(s))  RETURN ON SERVICE  Return receipt of certified mail received in this office on  (Date)  (Date)  (Rame of County)  (Name of Person Served)  (Name of County)  Alabama on  (Date)  (Oate)  (Oate)  (Oate)  (Oate)  (Address of Server)				Ç		
WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203  [Address(es) of PiaIntiff(s) or Attorney(e)]  THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 3D DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.  TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:  You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.  Yellow the Alabama Rules of the Civil Procedure.  THOMAS E. REYNOLDS  Service by certified mail of this Summons is initiated upon the written request of TRUSTEE  pursuant to the Alabama Rules of the Civil Procedure.  [Name(a)]  3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By:  (Date)  (Cate)  RETURN ON SERVICE  Return receipt of certified mail received in this office on  (PlaIntiff's/Attorney's Signature)  RETURN ON SERVICE  Return receipt of certified mail received in this office on  (Date)  (Name of Person Served)  (Name of Person Served)  Alabama on  (Date)  (County,  (Name of Server)  (Server's Signature)	(	TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH DELIVERED BY YOU OR YO	I TO PROTECT YOUR TEN ANSWER, EITHER A I THE CLERK OF THIS DUR ATTORNEY TO THI	RIGHTS. YOU OR YO ADMITTING OR DENY COURT. A COPY OF	OUR ATTORNEY ARE REC ING EACH ALLEGATION IN F YOUR ANSWER MUST E	QUIRED TO FILE THE I THE COMPLAINT OR BE MAILED OR HAND
Address(es) of Plaintiff(s) or Attomey(s)   THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.  TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:  You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.  Service by certified mail of this Summons is initiated upon the written request of TRUSTEE pursuant to the Alabama Rules of the Civil Procedure.  3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By:  (Date) (Signature of Clerk) (Name)  RETURN ON SERVICE  Return receipt of certified mail received in this office on (Date)  I certify that I personally delivered a copy of this Summons and Complaint or other document to in County,  (Name of Person Served) (Name of County)  Alabama on (Date)  (Gerver's Signature)	_		-			
OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.  TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:  You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.  Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)]  3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By:  (Date) (Signature of Cierk) (Name)  **Certified Mail is hereby requested. /s/ BILL DELONEY BENSINGER (Plaintiffs/Attorney's Signature)  **RETURN ON SERVICE**  RETURN ON SERVICE**  RETURN ON SERVICE**    County, (Name of Person Served) (Name of County)  Alabama on (Date) (Name of Server)    (Name of Process Server) (Server's Signature)	١	WHOSE ADDRESS(ES) IS/A	ARE: 505 North 20th Stree			•
PROCEDURE TO SERVE PROCESS:  You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.  Service by certified mail of this Summons is initiated upon the written request of TRUSTEE pursuant to the Alabama Rules of the Civil Procedure.  3/3/2018 12:10:55 PM		THER DOCUMENT WERE	SERVED ON YOU OR	A JUDGMENT BY DEI	FAULT MAY BE RENDERE	AND COMPLAINT OR D AGAINST YOU FOR
this action upon the above-named Defendant.  Service by certified mail of this Summons is initiated upon the written request of TRUSTEE pursuant to the Alabama Rules of the Civil Procedure.  3/3/2018 12:10:55 PM		TO ANY SHER				OF CIVIL
Service by certified mail of this Summons is initiated upon the written request of TRUSTEE pursuant to the Alabama Rules of the Civil Procedure.    3/3/2018 12:10:55 PM		☐ You are hereby comma	inded to serve this Sun	nmons and a copy of	the Complaint or other do	ocument in
pursuant to the Alabama Rules of the Civil Procedure.  3/3/2018 12:10:55 PM  (Date)  (Signature of Clerk)  (Name)    S/BILL DELONEY BENSINGER   (Plaintiff's/Attorney's Signature)    Return receipt of certified mail received in this office on   (Date)   I certify that I personally delivered a copy of this Summons and Complaint or other document to   (Name of Person Served)    Alabama on   (Date)   (Date)   (Date)   (Date)   (Address of Server)   (Type of Process Server)						REYNOLDS
3/3/2018 12:10:55 PM	5	_ ,			en request of TRUSTEE	This was fall
(Date) (Signature of Clerk) (Name)  ✓ Certified Mail is hereby requested.  /s/ BILL DELONEY BENSINGER (Plaintiff's/Attorney's Signature)  RETURN ON SERVICE  ☐ Return receipt of certified mail received in this office on  ☐ I certify that I personally delivered a copy of this Summons and Complaint or other document to  ☐ in County,  (Name of Person Served)  Alabama on  ☐ (Date)  ☐ (Date)  ☐ (Address of Server)  ☐ (Server's Signature)		I control of				[Name(s)]
Certified Mail is hereby requested.    S   BILL DELONEY BENSINGER (Plaintiff's/Attorney's Signature)			<u>PM</u>			(Alama)
RETURN ON SERVICE  Return receipt of certified mail received in this office on  (Date)  I certify that I personally delivered a copy of this Summons and Complaint or other document to  in  (Name of Person Served)  (Name of County)  Alabama on  (Date)  (Address of Server)		(Date)		(Signature of	Cierk)	(Name)
Return receipt of certified mail received in this office on    Coate	[	Certified Mail is hereby	requested.			
County			RET	URN ON SERVIC	CE	
I certify that I personally delivered a copy of this Summons and Complaint or other document to		Return receipt of certific	ed mail received in this	office on	(Date)	·
(Name of Person Served) (Name of County)  Alabama on (Date) (Address of Server)  (Type of Process Server) (Server's Signature)		I certify that I personally	delivered a copy of th	is Summons and Co	١ /	t to
Alabama on  (Date)  (Address of Server)  (Server's Signature)				in		County,
(Date) (Address of Server) (Type of Process Server) (Server's Signature)	_	(Name of Pe	erson Served)		(Name of County)	
(Address of Server)  (Server's Signature)	A	Alabama on				
(Type of Process Server) (Server's Signature)			(Date)			
					(Address of Server	)
(Server's Printed Name) (Phone Number of Server)	(	Type of Process Server)	(Server's S	gnature)		
(Server's Printed Name) (Phone Number of Server)						
			(Server's P	inted Name)	(Phone Number of	Server)

State of Alabama Unified Judicial System

#### SUMMONS - CIVIL -

Form C-34 Rev. 4/2017	- CIVIL	, <del>-</del>	
	THE CIRCUIT COURT OF . AS E. REYNOLDS TRUSTEE		•
NOTICE TO: STEPSTONE PR	IVATE EQUITY PARTNERS III L.P., COR	PORATION TRUST COMPAN	Y 1209 ORANGE STREET, WILMINGTON, DE 19801
	(Nam	e and Address of Defendan	ut)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH	TO PROTECT YOUR RIGHTS TEN ANSWER, EITHER ADMITT THE CLERK OF THIS COUR DUR ATTORNEY TO THE PLAIN R	S. YOU OR YOUR ATT TING OR DENYING EAC T. A COPY OF YOUR ITIFF(S) OR ATTORNEY	MONS IS IMPORTANT, AND YOU MUST TORNEY ARE REQUIRED TO FILE THE CH ALLEGATION IN THE COMPLAINT OR ANSWER MUST BE MAILED OR HAND Y(S) OF THE PLAINTIFF(S),
	[Name(s)	of Attorney(s)]	
WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Street, Suite	1800, BIRMINGHAM, A [Address(es) of Plaintiff(s)	
OTHER DOCUMENT WERE		MENT BY DEFAULT M	THIS SUMMONS AND COMPLAINT OR IAY BE RENDERED AGAINST YOU FOR DCUMENT.
TO ANY SHER	IFF OR ANY PERSON AUTH PROCEDURE TO	ORIZED BY THE AL SERVE PROCESS:	ABAMA RULES OF CIVIL
☐ You are hereby comma	nded to serve this Summons	and a copy of the Con	nplaint or other document in
this action upon the abo			THOMAS E. REYNOLDS
Service by certified mai	of this Summons is initiated	upon the written reque	
pursuant to the Alabam	a Rules of the Civil Procedure	<del>)</del> .	[Name(s)]
3/3/2018 12:10:55	PM /si	ANNE-MARIE ADAM	
(Date)		(Signature of Clerk)	(Name)
Certified Mail is hereby		BILL DELONEY BENI aintiff's/Attorney's Signature	
		ON SERVICE	
Return receipt of certifie	ed mail received in this office	on	(Date)
I certify that I personally	delivered a copy of this Sum	mons and Complaint	•
	in		County,
(Name of Pe	erson Served)	(Na	arme of County)
Alabama on	,	,	
	(Date)		
			(Address of Server)
(Type of Process Server)	(Server's Signature)		
	(Server's Printed Na	me)	(Phone Number of Server)

### SUMMONS - CIVIL -

	I THE CIRCUIT COURT OF JEFFERSON CO AS E. REYNOLDS TRUSTEE V. BEHRMAN	
NOTICE TO: AMANDA ZEITLIR	N, 11 DARBROOK ROAD, WESTPORT, CT 06880	
	(Name and Address of D	efendant)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH	TO PROTECT YOUR RIGHTS, YOU OR YOU EN ANSWER, EITHER ADMITTING OR DENYIN I THE ÇLERK OF THIS COURT. A COPY OF DUR ATTORNEY TO THE PLAINTIFF(S) OR ATT	S SUMMONS IS IMPORTANT, AND YOU MUST IR ATTORNEY ARE REQUIRED TO FILE THE IG EACH ALLEGATION IN THE COMPLAINT OR YOUR ANSWER MUST BE MAILED OR HAND ORNEY(S) OF THE PLAINTIFF(S),
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Street, Suite 1800, BIRMING	HAM, AL 35203
OTHER DOCUMENT WERE	MAILED OR DELIVERED WITHIN 30 DAYS A	FTER THIS SUMMONS AND COMPLAINT OR AULT MAY BE RENDERED AGAINST YOU FOR
TO ANY SHER	IFF OR ANY PERSON AUTHORIZED BY TO PROCEDURE TO SERVE PROC	
☐ You are hereby comma	inded to serve this Summons and a copy of the	he Complaint or other document in
this action upon the abo		THOMAS E, REYNOLDS
	l of this Summons is initiated upon the writter	
	a Rules of the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55		ADAMS By:
(Date)	(Signature of Cl	
✓ Certified Mail is hereby	requested. /s/ BILL DELONE	Y BENSINGER
<u></u>	(Plaintiffs/Attorney's S	
		ignature)
	(Plaintiff's/Attorney's Si	ignature)
Return receipt of certifie	(Plaintiff's/Attorney's Signature of RETURN ON SERVICE and mail received in this office on	ignature)
Return receipt of certifie	RETURN ON SERVICE and mail received in this office on delivered a copy of this Summons and Com	(Date)
☐ Return receipt of certifie	RETURN ON SERVICE ed mail received in this office on y delivered a copy of this Summons and Com in	(Date) plaint or other document to County,
☐ Return receipt of certifie ☐ I certify that I personally (Name of Pe	RETURN ON SERVICE and mail received in this office on delivered a copy of this Summons and Com	(Date)
☐ Return receipt of certifie	RETURN ON SERVICE ed mail received in this office on delivered a copy of this Summons and Com in erson Served)	(Date) plaint or other document to County,
☐ Return receipt of certifie ☐ I certify that I personally (Name of Pe	RETURN ON SERVICE ed mail received in this office on y delivered a copy of this Summons and Com in	(Date) plaint or other document to County,
☐ Return receipt of certifie ☐ I certify that I personally (Name of Pe	RETURN ON SERVICE ed mail received in this office on delivered a copy of this Summons and Com in erson Served)	(Date) plaint or other document to County, (Name of County)
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Return receipt of certifie  I certify that I personally  (Name of Pe	RETURN ON SERVICE ed mail received in this office on  y delivered a copy of this Summons and Com in erson Served)  (Date)  (Server's Signature)	(Date) plaint or other document to  County,  (Name of County)  (Address of Server)
Return receipt of certifie  I certify that I personally  (Name of Pe	RETURN ON SERVICE ed mail received in this office on  y delivered a copy of this Summons and Com in erson Served)  (Date)  (Server's Signature)	(Date) plaint or other document to  County,  (Name of County)  (Address of Server)
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Return receipt of certifie  I certify that I personally  (Name of Pe	RETURN ON SERVICE ed mail received in this office on  y delivered a copy of this Summons and Com in erson Served)  (Date)  (Server's Signature)	(Date) plaint or other document to  County,  (Name of County)  (Address of Server)

State of Alabama Court Case Number SUMMONS Unified Judicial System 01-CV-2018-900889.00 - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: GREG M. BEHRMAN, 2717 NORTH STREET, FAIRFIELD, CT 06824 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S). **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. 3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By: (Date) (Signature of Clerk) (Name) Certified Mail is hereby requested. /s/ BILL DELONEY BENSINGER (Plaintiff's/Attorney's Signature) RETURN ON SERVICE Return receipt of certified mail received in this office on (Date) ☐ I certify that I personally delivered a copy of this Summons and Complaint or other document to County. (Name of Person Served) (Name of County) Alabama on (Address of Server) (Type of Process Server) (Server's Signature)

(Server's Printed Name)

(Phone Number of Server)

State of Alabama **Court Case Number** SUMMONS Unified Judicial System 01-CV-2018-900889.00 - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: GREGORY J. CHIATE, 18 CIBRIAN DRIVE, TIBURON, CA 94920 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S). **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. /s/ ANNE-MARIE ADAMS 3/3/2018 12:10:55 PM By: (Name) (Signature of Clerk) (Date) /s/ BILL DELONEY BENSINGER ✓ Certified Mail is hereby requested. (Plaintiff's/Attorney's Signature) RETURN ON SERVICE Return receipt of certified mail received in this office on I certify that I personally delivered a copy of this Summons and Complaint or other document to County. (Name of County) (Name of Person Served) Alabama on (Address of Server) (Server's Signature) (Type of Process Server) (Server's Printed Name) (Phone Number of Server)

State of Alabama Court Case Number SUMMONS Unified Judicial System 01-CV-2018-900889.00 - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: GARY DIEBER, 10 HAWTHORNE AVE, PORT WASHINGTON, NY 11050 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. 3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By: (Date) (Signature of Clerk) (Name) Certified Mail is hereby requested. /s/ BILL DELONEY BENSINGER (Plaintiff's/Attorney's Signature) RETURN ON SERVICE Return receipt of certified mail received in this office on i certify that I personally delivered a copy of this Summons and Complaint or other document to County. (Name of Person Served) (Name of County) Alabama on (Address of Server) (Type of Process Server) (Server's Signature) (Server's Printed Name) (Phone Number of Server)

### SUMMONS - CIVIL -

Form C-34	Rev. 4/2017	1	- CIVIL -		
			UIT COURT OF JEFFERSON IOLDS TRUSTEE V. BEHRM	N COUNTY, ALABAMA MAN CAPITAL IV L.P. ET AL	
NOTICE	TO: THE DOUGLAS	E, BEHRMAN TR	UST, ATTN: TRUSTEE 23 FAREWELL L	ANE, GREENWICH, CT 06831	
			(Name and Address	of Defendant)	_
TAKE IM ORIGINA OTHER I DELIVER	IMEDIATE ACTION L OF YOUR WRITT DOCUMENT, WITH	TO PROTE TEN ANSWEF THE CLERI OUR ATTORN	CT YOUR RIGHTS. YOU OR Y R, EITHER ADMITTING OR DEN K OF THIS COURT. A COPY ( IEY TO THE PLAINTIFF(S) OR A	THIS SUMMONS IS IMPORTANT, AND YOU MUS YOUR ATTORNEY ARE REQUIRED TO FILE TH NYING EACH ALLEGATION IN THE COMPLAINT O OF YOUR ANSWER MUST BE MAILED OR HAN ATTORNEY(S) OF THE PLAINTIFF(S),	E R
			[Name(s) of Attorney(s)]		
WHOSE	ADDRESS(ES) IS/A	RE: 505 Nort	h 20th Street, Suite 1800, BIRMI		•
OTHER D	OCUMENT WERE	SERVED ON	DELIVERED WITHIN 30 DAYS	of Plaintiff(s) or Attorney(s)] S AFTER THIS SUMMONS AND COMPLAINT OF DEFAULT MAY BE RENDERED AGAINST YOU FOR OTHER DOCUMENT.	2
	TO ANY SHER		Y PERSON AUTHORIZED B' PROCEDURE TO SERVE PI	Y THE ALABAMA RULES OF CIVIL ROCESS:	_
You a	are hereby comma	inded to serv	e this Summons and a copy	of the Complaint or other document in	
this a	ction upon the abo	ove-named [	Defendant.	THOMAS E. REYNOLDS	
	•		mons is initiated upon the wr		_
•			ne Civil Procedure.	[Name(s)]	
3	/3/2018 12:10:55	PM	/s/ ANNE-MAI		_
	(Date)		(Signature	of Clerk) (Name)	
✓ Certifi	ied Mail is hereby	requested.	/s/ BILL DELO (Plaintiff's/Attorney	NEY BENSINGER y's Signature)	
			RETURN ON SERV	ICE	
[_] Retur	n receipt of certifie	ed mail recei	ved in this office on	(Date)	
☐ I certii	fy that I personally	/ delivered a	copy of this Summons and C	Complaint or other document to	_
			in	County	,
	(Name of Pe	erson Served)		(Name of County)	
Alabama	on		- Pr		
		(Date)			_
				(Address of Server)	
(Type of Pr	ocess Server)		(Server's Signature)	14	
			(Server's Printed Name)	(Phone Number of Server)	-

#### SUMMONS - CIVIL -

Court Case Number

01-CV-2018-900889.00 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E, REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: MARK V. GRIMES, 5 THOMPSON STREET, ANNAPOLIS, MD 21401 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S). **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS ☑ Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. 3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By: (Date) (Signature of Clerk) (Name) Certified Mail is hereby requested. /s/ BILL DELONEY BENSINGER (Plaintiff's/Attornev's Signature) **RETURN ON SERVICE** Return receipt of certified mail received in this office on ☐ I certify that I personally delivered a copy of this Summons and Complaint or other document to County. (Name of Person Served) (Name of County) Alabama on (Date) (Address of Server) (Type of Process Server) (Server's Signature) (Server's Printed Name) (Phone Number of Server)

# SUMMONS - CIVIL -

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	N THE CIRCUIT COURT OF JEFFERSON COU! AS E. REYNOLDS TRUSTEE V. BEHRMAN CA	
NOTICE TO: THE KIMBERLY I	E, BEHRMAN TRUST, ATTN: TRUSTEE 23 FAREWELL LANE, GRE	ENWICH, CT 06831
	(Name and Address of Defen	dant)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT. WITH		ATTORNEY ARE REQUIRED TO FILE THE ACH ALLEGATION IN THE COMPLAINT OR IR ANSWER MUST BE MAILED OR HAND
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Street, Suite 1800, BIRMINGHAN [Address(es) of Plainti	
OTHER DOCUMENT WERE	MAILED OR DELIVERED WITHIN 30 DAYS AFTE SERVED ON YOU OR A JUDGMENT BY DEFAUL' IINGS DEMANDED IN THE COMPLAINT OR OTHER	MAY BE RENDERED AGAINST YOU FOR
TO ANY SHER	RIFF OR ANY PERSON AUTHORIZED BY THE PROCEDURE TO SERVE PROCES	
You are hereby comma	anded to serve this Summons and a copy of the C	Complaint or other document in
this action upon the abo		THOMAS E. REYNOLDS
Service by certified mail	of this Summons is initiated upon the written re-	quest of TRUSTEE
pursuant to the Alabam	a Rules of the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55		AMS By:
(Date)	(Signature of Clerk)	(Name)
	requested. /s/ BILL DELONEY BI	ENGINGED
✓ Certified Mail is hereby	(Plaintiffs/Attorney's Signat	
Certified Mail is hereby		
	(Plaintiffs/Attorney's Signal	ure)
☐ Return receipt of certifie	(Plaintiff's/Attorney's Signat	(Date)
☐ Return receipt of certifie	(Plaintiff's/Attorney's Signal RETURN ON SERVICE ed mail received in this office on y delivered a copy of this Summons and Complai	(Date)
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Return receipt of certifie	(Plaintiff's/Attorney's Signal RETURN ON SERVICE ed mail received in this office on y delivered a copy of this Summons and Complai in erson Served)	(Date)  nt or other document to  County, (Name of County)
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Return receipt of certifie  I certify that I personally  (Name of Pe	RETURN ON SERVICE ed mail received in this office on  y delivered a copy of this Summons and Complai in erson Served)  (Date)  (Server's Signature)	(Date)  nt or other document to  County,  (Name of County)  (Address of Server)
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Return receipt of certifie  I certify that I personally  (Name of Pe	RETURN ON SERVICE ed mail received in this office on  y delivered a copy of this Summons and Complai in erson Served)  (Date)  (Server's Signature)	(Date)  nt or other document to  County,  (Name of County)  (Address of Server)

State of Alabama SUMMONS **Court Case Number** Unified Judicial System 01-CV-2018-900889.00 - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: SIMON LONERGAN, 18 GRAMERCY PARK SOUTH UNIT 6, NEW YORK, NY 10003 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S). **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. 3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By: (Date) (Signature of Clerk) (Name) Certified Mail is hereby requested. /s/ BILL DELONEY BENSINGER (Plaintiff's/Attorney's Signature) **RETURN ON SERVICE** Return receipt of certified mail received in this office on I certify that I personally delivered a copy of this Summons and Complaint or other document to County, (Name of Person Served) (Name of County) Alabama on (Address of Server) (Type of Process Server) (Server's Signature) (Server's Printed Name) (Phone Number of Server)

### SUMMONS - CIVIL -

Form C-34 Rev. 4/2017	- CIVIL -		
	N THE CIRCUIT COURT OF JEI MAS E. REYNOLDS TRUSTEE V		
NOTICE TO: WILLIAM MATT	'ES, 1665 INGLEWOOD AVE, ST. HELENA, C	A 94574	
	(Name a	nd Address of Defendan	t)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRIT OTHER DOCUMENT, WIT	N TO PROTECT YOUR RIGHTS. 'TEN ANSWER, EITHER ADMITTING HITHE CLERK OF THIS COURT. OUR ATTORNEY TO THE PLAINTIER	YOU OR YOUR ATT G OR DENYING EAC A COPY OF YOUR A FF(S) OR ATTORNEY	MONS IS IMPORTANT, AND YOU MUST ORNEY ARE REQUIRED TO FILE THE H ALLEGATION IN THE COMPLAINT OR ANSWER MUST BE MAILED OR HAND ((S) OF THE PLAINTIFF(S),
	[Name(s) of	Attorney(s)]	
WHOSE ADDRESS(ES) IS/	ARE: 505 North 20th Street, Suite 18	00, BIRMINGHAM, A ddress(es) of Plaintiff(s)	
OTHER DOCUMENT WERI		ENT BY DEFAULT M	THIS SUMMONS AND COMPLAINT OR AY BE RENDERED AGAINST YOU FOR DCUMENT.
TO ANY SHE	RIFF OR ANY PERSON AUTHO PROCEDURE TO S		ABAMA RULES OF CIVIL
☐ You are hereby comm	anded to serve this Summons an	d a copy of the Com	nplaint or other document in
this action upon the ab	ove-named Defendant.		THOMAS E. REYNOLDS
Service by certified ma	ail of this Summons is initiated up	on the written reque	
pursuant to the Alaban	na Rules of the Civil Procedure.		[Name(s)]
3/3/2018 12:10:55	PM /s/ A	NNE-MARIE ADAM	
(Date)		(Signature of Clerk)	(Name)
Certified Mail is hereby		LL DELONEY BENS ffs/Attorney's Signature)	
	RETURN OF	SERVICE	
Return receipt of certifi	ied mail received in this office on	·	(Date)
I certify that I personal	y delivered a copy of this Summo	ons and Complaint o	* *
	in		County,
·	erson Served)	(Na	me of County)
Alabama on	(Date)		
			(Address of Server)
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	(Server's Printed Name)		(Phone Number of Server)

State of Alabama Court Case Number SUMMONS Unified Judicial System 01-CV-2018-900889.00 - CIVIL -Form C-34 Rev. 4/2017 IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL NOTICE TO: MICHAEL RAPPORT, 29 BONNETT AVE, LARCHMONT, NY 10538 (Name and Address of Defendant) THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), **BILL DELONEY BENSINGER** [Name(s) of Attorney(s)] WHOSE ADDRESS(ES) IS/ARE: 505 North 20th Street, Suite 1800, BIRMINGHAM, AL 35203 [Address(es) of Plaintiff(s) or Attorney(s)] THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT. TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS: You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant. THOMAS E. REYNOLDS Service by certified mail of this Summons is initiated upon the written request of TRUSTEE [Name(s)] pursuant to the Alabama Rules of the Civil Procedure. 3/3/2018 12:10:55 PM /s/ ANNE-MARIE ADAMS By: (Date) (Signature of Clerk) (Name) Certified Mail is hereby requested. /s/ BILL DELONEY BENSINGER (Plaintiff's/Attorney's Signature) RETURN ON SERVICE Return receipt of certified mail received in this office on ☐ I certify that I personally delivered a copy of this Summons and Complaint or other document to County. (Name of Person Served) (Name of County) Alabama on (Address of Server) (Type of Process Server) (Server's Signature)

(Server's Printed Name)

(Phone Number of Server)

#### SUMMONS - CIVIL -

Form C-34 Re	ev. 4/2017		- CIVIL -	·		
				FERSON COUNTY BEHRMAN CAPI		\L
NOTICE T	O: PRADYUT SHAH	H, 1333 DIAMOND S'	TREET, SAN FRANCISCO	D, CA 94131		
			(Name a	nd Address of Defendan	t)	
TAKE IMM ORIGINAL OTHER DO DELIVERE	EDIATE ACTION OF YOUR WRITT DOUMENT, WITH	I TO PROTECT TEN ANSWER, I I THE CLERK ( OUR ATTORNE'	YOUR RIGHTS. YEITHER ADMITTING OF THIS COURT. A	OU OR YOUR ATT	ORNEY ARE RE HALLEGATION II ANSWER MUST	FANT, AND YOU MUST QUIRED TO FILE THE N THE COMPLAINT OR BE MAILED OR HAND NTIFF(S),
			(Name(s) of A	ttorney(s)]		
WHOSE A	ODRESS(ES) IS/A	ARE: 505 North 2		00, BIRMINGHAM, A		······································
OTHER DO	CUMENT WERE	SERVED ON Y	YOU OR A JUDGME	30 DAYS AFTER 1 ENT BY DEFAULT M AINT OR OTHER DO	AY BE RENDERE	AND COMPLAINT OR ED AGAINST YOU FOR
		PF	ROCEDURE TO S	RIZED BY THE AL. ERVE PROCESS:		
☐ You are	hereby comma	anded to serve	this Summons an	d a copy of the Con	nplaint or other d	ocument in
this act	ion upon the abo	ove-named De	fendant.		THOMAS E	E. REYNOLDS
✓ Service	by certified mai	il of this Summ	ons is initiated upo	on the written reque	est of TRUSTEE	
pursuai	nt to the Alabam	a Rules of the	Civil Procedure.			[Name(s)]
3/3	/2018 12:10:55	PM	/s/ Al	NNE-MARIE ADAM	S By:	
•	(Date)			(Signature of Clerk)		(Name)
				. •		
✓ Certifie	d Mail is hereby	requested.	/s/ Bl	L DELONEY BENS		
✓ Certifie		requested.	/s/ Bl	ffs/Attorney's Signature)		
	d Mail is hereby		/s/ BII (Plainti	ffs/Attorney's Signature)		
Return	d Mail is hereby	ed mail receive	/s/ Bil (Plainti RETURN ON ed in this office on	ffs/Attorney's Signature)	(Date)	
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☐ Return ☐ I certify ————————————————————————————————————	receipt of certified that I personally (Name of Pe	ed mail receive y delivered a co erson Served) (Date)	/s/ Bill (Plaint)  RETURN ON ad in this office on appy of this Summon in	Ifs/Attorney's Signature) I SERVICE  ons and Complaint of (Na	(Date) or other documer one of County)  (Address of Serve	County,

State of Alabama
Unified Judicial System

## SUMMONS - CIVIL -

Form C-34 Rev. 4/2017	- CIVIL -	
	THE CIRCUIT COURT OF JEFFERSON C AS E. REYNOLDS TRUSTEE V. BEHRMAN	,
NOTICE TO: JEFFREY S. WU,	210 EAST 15TH STREET APT 10JK, NEW YORK, NY 10003	
	(Name and Address of D	Defendant)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH	R DOCUMENT WHICH IS ATTACHED TO THI TO PROTECT YOUR RIGHTS. YOU OR YOU EN ANSWER, EITHER ADMITTING OR DENYIN THE CLERK OF THIS COURT. A COPY OF OUR ATTORNEY TO THE PLAINTIFF(S) OR ATT	IS SUMMONS IS IMPORTANT, AND YOU MUST UR ATTORNEY ARE REQUIRED TO FILE THE NG EACH ALLEGATION IN THE COMPLAINT OR YOUR ANSWER MUST BE MAILED OR HAND
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Street, Suite 1800, BIRMING	
TIE 11:01:00 00 1		Plaintiff(s) or Attorney(s)]
OTHER DOCUMENT WERE	MAILED OR DELIVERED WITHIN 30 DAYS A SERVED ON YOU OR A JUDGMENT BY DEFA INGS DEMANDED IN THE COMPLAINT OR OTI	FTER THIS SUMMONS AND COMPLAINT OR AULT MAY BE RENDERED AGAINST YOU FOR HER DOCUMENT.
TO ANY SHER	IFF OR ANY PERSON AUTHORIZED BY T PROCEDURE TO SERVE PRO	
You are hereby comman	nded to serve this Summons and a copy of t	he Complaint or other document in
this action upon the abo		THOMAS E. REYNOLDS
Service by certified mail	of this Summons is initiated upon the written	
•	Rules of the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55 F		
(Date)	(Signature of C	lerk) (Name)
☑ Certified Mail is hereby	requested. /s/ BILL DELONE (Plaintiff's/Attorney's S	
	RETURN ON SERVICE	E
Return receipt of certifie	d mail received in this office on	
		(Date)
☐ I certify that I personally	delivered a copy of this Summons and Com	
	inin	County,
(Name of Per	rson Served)	(Name of County)
Alabama on	(Date)	
	(Date)	(Address of Server)
(Type of Process Server)	(Server's Signature)	(Address of Server)
(1),60 011102020 001041,	(Salta Saginary)	-
	(Server's Printed Name)	(Phone Number of Server)

#### SUMMONS - CIVIL -

F	orm C-34 Rev. 4/2017	- (	CIVIL -		
	IN	THE CIRCUIT COUR	T OF JEFFERSON COUNT	Y, ALABAMA	
	THOMA	AS E. REYNOLDS TR	USTEE V. BEHRMAN CAPI	TAL IV L.P. ET AL	
	NOTICE TO: 75. BEH	(RMAN BROTHERS MANAGEN E 19808	MENT CORPORATION, CORPORATION	SERVICE COMPA 251 LITTLE FAI	LS DR.,
	· · · · · · · · · · · · · · · · · · ·		(Name and Address of Defendan		
	TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITTI OTHER DOCUMENT, WITH	TO PROTECT YOUR I EN ANSWER, EITHER A THE CLERK OF THIS OUR ATTORNEY TO THE	IS ATTACHED TO THIS SUMI RIGHTS. YOU OR YOUR ATT ADMITTING OR DENYING EAC COURT. A COPY OF YOUR E PLAINTIFF(S) OR ATTORNEY	ORNEY ARE REQUIRED IN THE CO ANSWER MUST BE MAIL!	TO FILE THE OMPLAINT OR ED OR HAND
		(1)	lame(s) of Attorney(s)]		
	WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Stree	et, Suite 1800, BIRMINGHAM, A		<u> </u>
			[Address(es) of Plaintiff(s)	*	
	OTHER DOCUMENT WERE	SERVED ON YOU OR A	D WITHIN 30 DAYS AFTER T A JUDGMENT BY DEFAULT M HE COMPLAINT OR OTHER DO	IAY BE RENDERED AGAIN	MPLAINT OR ST YOU FOR
	TO ANY SHER		AUTHORIZED BY THE ALURE TO SERVE PROCESS:	ABAMA RULES OF CIVI	L
	☐ You are hereby comman	nded to serve this Surr	nmons and a copy of the Con	nplaint or other document	in
	this action upon the abo	ve-named Defendant.		THOMAS E. REYNO	OLDS
	Service by certified mail	of this Summons is in	itiated upon the written reque		
	pursuant to the Alabama			[Name(s)	
	3/3/2018 12:10:55 F	>M	/s/ ANNE-MARIE ADAM	IS By:	
	(Date)		(Signature of Clerk)	(1)	lame)
	(Date)  Certified Mail is hereby i	requested.	(Signature of Clerk)  /s/ BILL DELONEY BEN: (Plaintiffs/Attorney's Signature)	SINGER	łame)
	· · · · · · · · · · · · · · · · · · ·		/s/ BILL DELONEY BEN:	SINGER	łame)
	· · · · · · · · · · · · · · · · · · ·	RET	/s/ BILL DELONEY BENG (Plaintiff's/Attorney's Signature)	SINGER )	łame)
	Certified Mail is hereby	RET	/s/ BILL DELONEY BENG (Plaintiff's/Attorney's Signature) URN ON SERVICE office on	SINGER ) (Date)	łame)
	Certified Mail is hereby	RET	/s/ BILL DELONEY BENG (Plaintiff's/Attorney's Signature) URN ON SERVICE office on is Summons and Complaint of	SINGER ) (Date)	
	Certified Mail is hereby I  Return receipt of certifie  I certify that I personally	RET d mail received in this delivered a copy of th	/s/ BILL DELONEY BENG (Plaintiff's/Attorney's Signature) URN ON SERVICE office on	(Date) or other document to	County,
	Certified Mail is hereby I  Return receipt of certifie  I certify that I personally	RET d mail received in this delivered a copy of th	/s/ BILL DELONEY BENG (Plaintiff's/Attorney's Signature) URN ON SERVICE office on	SINGER ) (Date)	
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State of Alabama
Unified Judicial System

#### SUMMONS - CIVIL -

	- CIVIL -	
IV.	THE CIRCUIT COURT OF JEFFERSON	COUNTY, ALABAMA
THOM	AS E. REYNOLDS TRUSTEE V. BEHRMA	IN CAPITAL IV L.P. ET AL
NOTICE TO: MINTZ LEVIN, CO	OHN, FERRIS, GLOVSKY AND POPEO, P.C., CORPORATIO	ON SERVICE COMPA 84 STATE STREET, BOSTON, MA 02109
	(Name and Address of	Defendant)
TAKE IMMEDIATE ACTION ORIGINAL OF YOUR WRITT OTHER DOCUMENT, WITH	TO PROTECT YOUR RIGHTS. YOU OR YO TEN ANSWER, EITHER ADMITTING OR DENY THE CLERK OF THIS COURT. A COPY OF OUR ATTORNEY TO THE PLAINTIFF(S) OR AT	HIS SUMMONS IS IMPORTANT, AND YOU MUST OUR ATTORNEY ARE REQUIRED TO FILE THE ING EACH ALLEGATION IN THE COMPLAINT OR F YOUR ANSWER MUST BE MAILED OR HAND ITORNEY(S) OF THE PLAINTIFF(S),
	[Name(s) of Attorney(s)]	
WHOSE ADDRESS(ES) IS/A	RE: 505 North 20th Street, Suite 1800, BIRMIN	
THE ANGWED MIRT DE A		Plaintiff(s) or Attorney(s)] AFTER THIS SUMMONS AND COMPLAINT OR
OTHER DOCUMENT WERE	SERVED ON YOU OR A JUDGMENT BY DEI IINGS DEMANDED IN THE COMPLAINT OR O	FAULT MAY BE RENDERED AGAINST YOU FOR
TO ANY SHER	IFF OR ANY PERSON AUTHORIZED BY PROCEDURE TO SERVE PRO	
	inded to serve this Summons and a copy of	the Complaint or other document in
this action upon the abo		THOMAS E. REYNOLDS
	of this Summons is initiated upon the writt	
•	a Rules of the Civil Procedure.	[Name(s)]
3/3/2018 12:10:55 (Date)	PM /s/ ANNE-MARI (Signature of	
· · · · · · · · · · · · · · · · · · ·		, (
✓ Certified Mail is hereby	requested. /s/ BILL DELON (Plaintiff's/Attorney's	
	RETURN ON SERVICE	Œ
☐ Return receipt of certifie	RETURN ON SERVIC	
,	ed mail received in this office on	(Date)
,	ed mail received in this office on	(Date) mplaint or other document to
☐ I certify that I personally	ed mail received in this office on	(Date)
☐ I certify that I personally	ed mail received in this office on delivered a copy of this Summons and Co in	(Date) mplaint or other document to County,
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I certify that I personally	ed mail received in this office on  v delivered a copy of this Summons and Coling in erson Served)	(Date) mplaint or other document to County,
I certify that I personally	ed mail received in this office on  v delivered a copy of this Summons and Coling in erson Served)	(Date) mplaint or other document toCounty, (Name of County)
I certify that I personally (Name of Pe	ed mail received in this office on  delivered a copy of this Summons and Colin in  erson Served)  (Date)	(Date) mplaint or other document toCounty, (Name of County)
I certify that I personally (Name of Pe	ded mail received in this office on  delivered a copy of this Summons and Colinin  (Date)  (Server's Signature)	(Date) mplaint or other document to  County, (Name of County)  (Address of Server)
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I certify that I personally (Name of Pe	ded mail received in this office on  delivered a copy of this Summons and Colinin  (Date)  (Server's Signature)	(Date) mplaint or other document to  County, (Name of County)  (Address of Server)



#### NOTICE TO CLERK

### REQUIREMENTS FOR COMPLETING SERVICE BY CERTIFIED MAIL OR FIRST CLASS MAIL

#### IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA THOMAS E. REYNOLDS TRUSTEE V. BEHRMAN CAPITAL IV L.P. ET AL

01-CV-2018-900889.00

To: CLERK BIRMINGHAM

cierk.birmingham@alacourt.gov

**TOTAL POSTAGE PAID: \$194.58** 

Parties to be served by Cartified Mail - Return Receipt Requested

BEHRMAN CAPITAL IV L.P.

**CORPORATION SERVICE COMPA** 

251 LITTLE FALLS DR.

WILMINGTON, DE 19808

BEHRMAN BROTHERS IV L.L.C.

CORPORATION SERVICE COMPA

251 LITTLE FALLS DR.

**WILMINGTON, DE 19808** 

MIDCAP FINANCIAL INVESTMENT, LP

CORPORATION TRUST COMPANY

1209 ORANGE STREET

WILMINGTON, DE 19801

CORE AMERICAS/GLOBAL HOLDINGS, LP

CORPORATION TRUST COMPANY

1209 ORANGE STREET

WILMINGTON, DE 19801

CS STRATEGIC PARTNERS IV INVESTMENTS, LP

11 MADISON AVE

16TH FLOOR

NEW YORK, NY 10010

**GLOBAL FUND PARTNERS II. LP** 

CORPORATION TRUST COMPANY

1209 ORANGE STREET

WILMINGTON, DE 19801

Postage: \$8,46

Postage: \$8.46

Postage: \$8.46

Postage: \$8.46

Postage: \$8.46

Postage: \$8.46

#### Case 2:18-cv-01453-ACA Document 2-1 Filed 09/06/18 Page 65 of 135

DOCUMENT 5

METLIFE INSURANCE COMPANY OF CONNECTICUT

ONE CITY PLACE 18TH FLOOR

HARTFORD, CT 06103

PORTFOLIO ADVISORS SECONDARY FUND, L.P.

COGENCY GLOBAL, INC.

850 NEW BURTON RD STE 201

**DOVER, DE 19904** 

STEPSTONE PRIVATE EQUITY PARTNERS III L.P.

**CORPORATION TRUST COMPANY** 

1209 ORANGE STREET WILMINGTON, DE 19801

**AMANDA ZEITLIN** 

11 DARBROOK ROAD WESTPORT, CT 06880

**GREG M. BEHRMAN** 

2717 NORTH STREET FAIRFIELD, CT 06824

**GREGORY J. CHIATE** 

18 CIBRIAN DRIVE TIBURON, CA 94920

**GARY DIEBER** 

10 HAWTHORNE AVE

PORT WASHINGTON, NY 11050

THE DOUGLAS E. BEHRMAN TRUST

ATTN: TRUSTEE 23 FAREWELL LANE GREENWICH, CT 08831

MARK V. GRIMES

5 THOMPSON STREET ANNAPOLIS, MD 21401

THE KIMBERLY E. BEHRMAN TRUST

ATTN: TRUSTEE 23 FAREWELL LANE GREENWICH, CT 06831 Postage: \$8,46

Postage: \$8.46

Postage: \$8.48

Postage: \$8.46

Postage: \$8,46

Postage: \$8.46

Postage: \$8,46

Postage: \$8.46

Postage: \$8.46

Postage: \$8.46

SIMON LONERGAN

18 GRAMERCY PARK SOUTH

UNIT 6

**NEW YORK, NY 10003** 

**WILLIAM MATTES** 

1665 INGLEWOOD AVE

**ST. HELENA, CA 94574** 

MICHAEL RAPPORT

29 BONNETT AVE

LARCHMONT, NY 10538

PRADYUT SHAH

1333 DIAMOND STREET

SAN FRANCISCO, CA 94131

**JEFFREY S. WU** 

210 EAST 15TH STREET

APT 10JK

**NEW YORK, NY 10003** 

75. BEHRMAN BROTHERS MANAGEMENT CORPORATION

**CORPORATION SERVICE COMPA** 

251 LITTLE FALLS DR.

WILMINGTON, DE 19808

MINTZ LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C.

**CORPORATION SERVICE COMPA** 

84 STATE STREET

**BOSTON, MA 02109** 

Parties to be served by Certified Mail - Restricted Delivery - Return Receipt Requested

Parties to be served by First Class Mail

Postage: \$8.48

Postage: \$8.46

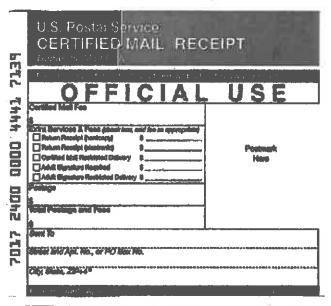
Postage: \$8,48

Postage: \$8.46

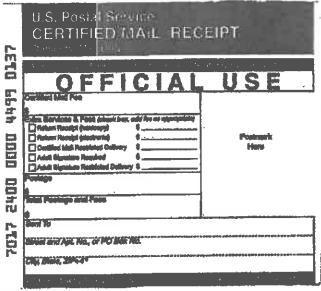
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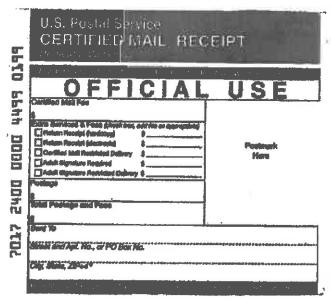
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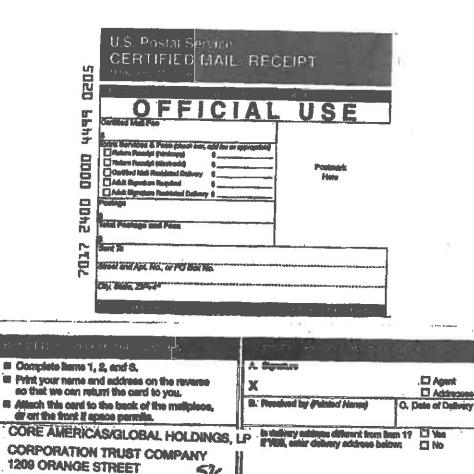
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Domestic Return Receipt

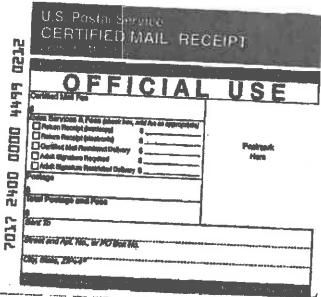
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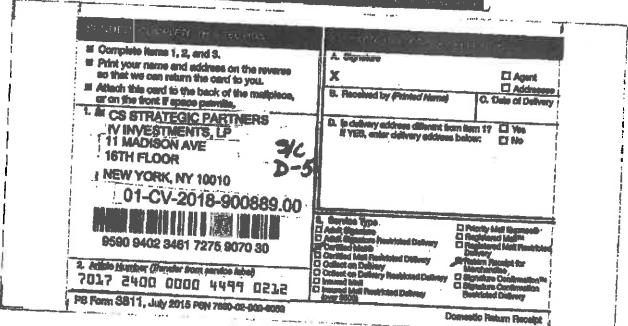
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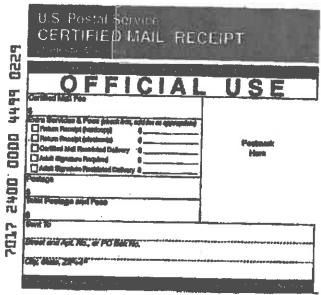
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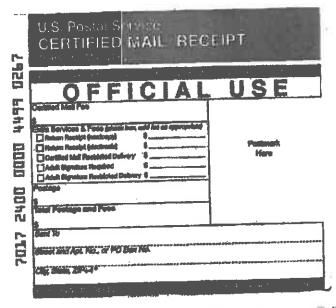


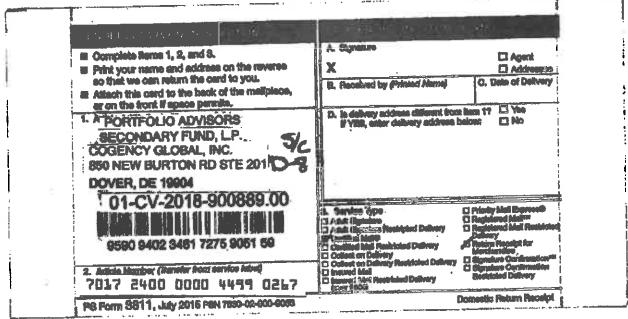


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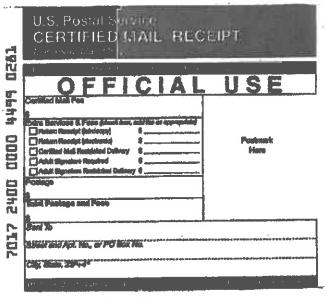
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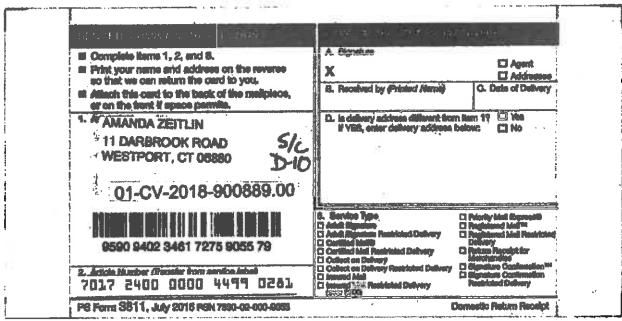


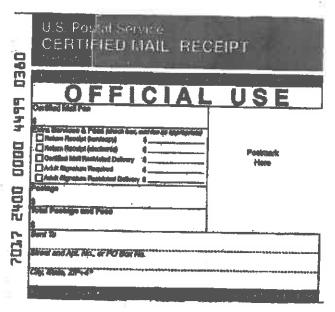


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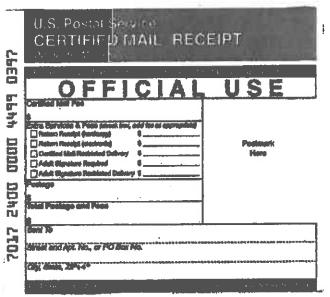
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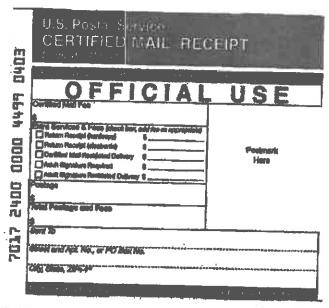




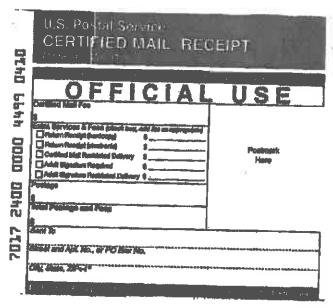
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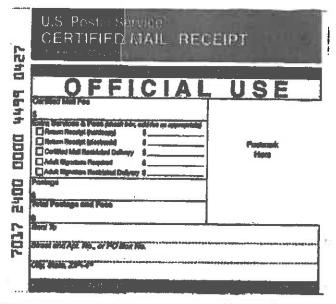


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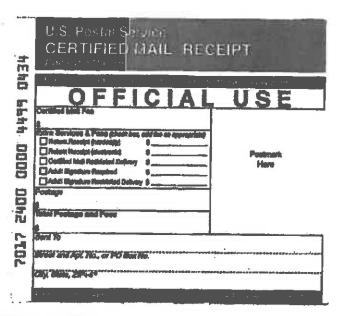


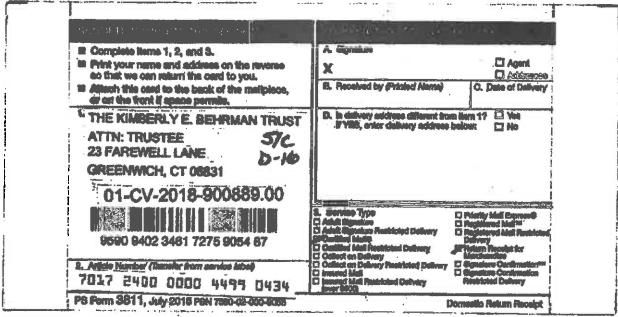
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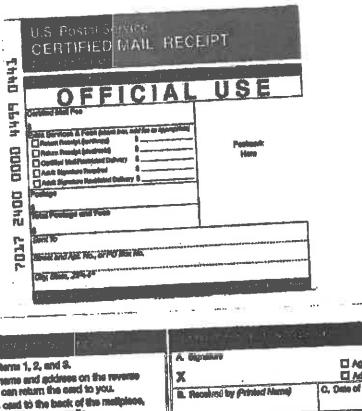
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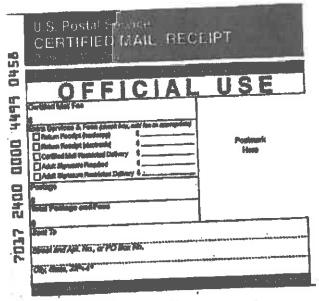
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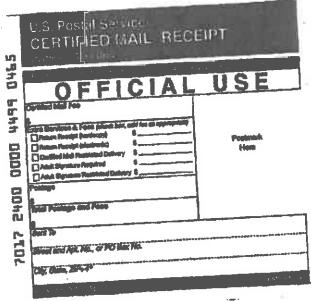




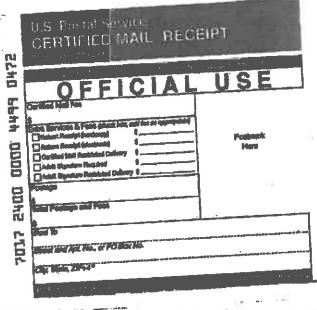
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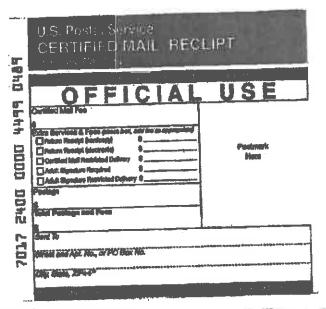
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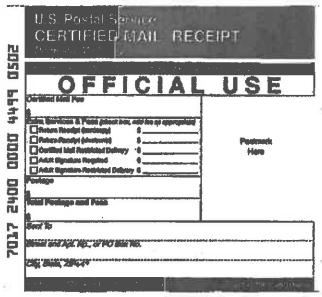


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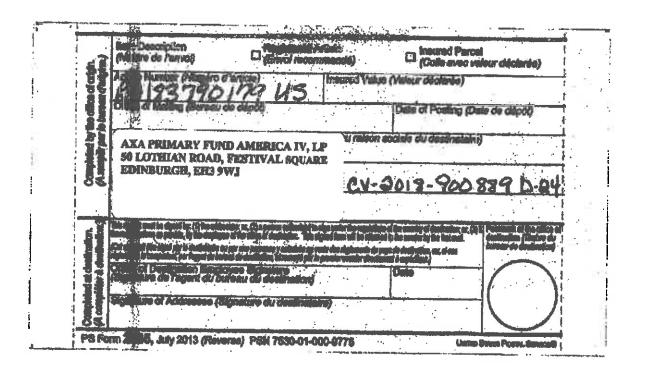
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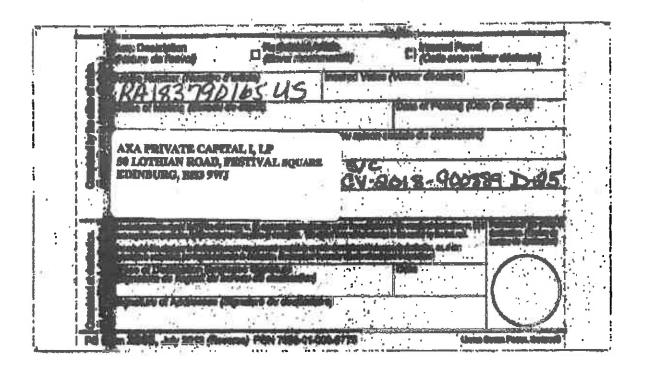
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State of Alabama Unified Judicial System	SUMMONS		Court Case Number
Form C-34 Rev. 4/2017			01-CV-2018-900889.00
IN THE CIRCUIT (Circuit, Diarie, or Juvanile)	COURT OF	JEFFERSON (Name of County)	COUNTY, ALABAMA
Thomas B. Roynolds as Trustee		v. Behrman Capital IV I	P, et al.
(Name(s) of Plain		-	rma(s) of Definisant(s)]
NOTICE TO: AXA Primary P			tinburgh BH3 9WJ
MUST TAKE IMMEDIATE ACT FILE THE ORIGINAL OF YOU THE COMPLAINT OR OTHER	DOCUMENT WHICH ION TO PROTECT YOUR WRITTEN ANSWER DOCUMENT, WITH ELLVERED BY YOU O	OUR RIGHTS, YOU OR YOUR L, EITHER ADMITTING OR D THE CLERK OF THIS COU	AMONS IS IMPORTANT, AND YOU ATTORNEY ARE REQUIRED TO ENYING EACH ALLEGATION IN RT. A COPY OF YOUR ANSWER PLAINTIFF(S) OR ATTORNEY(S) WHOSE
ADDRESS(ES) IS/ARE: Christian	& Small LLP, 505 20th	Street North, Suite 1800	
Birming	ham, Alabama 35203 [Address(es) of Pla	int[f[(s) or Attorney(s)]	
COMPLAINT OR OTHER DO	CUMENT WERE SE	RVED ON YOU OR A JUDG	AFTER THIS SUMMONS AND EMENT BY DEFAULT MAY BE IN THE COMPLAINT OR OTHER
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pursuant to the Alabama Rules	of Civil Procedure.	And Thair as	[Name(e)]
(Date)		(Signature of Clerk)	(Name)
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## Case 2:18-cv-01453-ACA Document 2-1 Filed 09/06/18 Page 92 of 135 **DOCUMENT 6**

State of Alabama Upified Judicial System	CITA	MONG	Court Case Number		
Damed Judicial System		MONS	01-CV-2018-900889.00		
Form C-34 Rev. 4/2017	-CI	VIL	}		
IN THE CIRCUIT (Circuit, District, or Juveni	COURT OF	JEFFERSON (Name of County)	COUNTY, ALABAMA		
Thomas E. Reynolds as Trustee		v. Behrman Capital IV LP,	et al.		
[Name(s) of Plat	nt(f(4)}	Plane	(s) of Defendant(s)		
NOTICE TO: AXA Private C	apital I, LP, 50 Lothian Road,	Festival Square, Edinburgh EH	3 9WJ		
THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS, YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S),  Bill D. Bensinger [Name(4) of Attorney(4)]  ADDRESS(ES) IS/ARE: Christian & Small LLP. 505 20th Street North, Suite 1800  Birmingham, Alabama 35203  [Address(es) of Plaintiff(s) or Attorney(s)]  THIS ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE					
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Form C-34 Rev. 4/2017	-CIVIL-			
IN THE CIRCUIT (Circuit, District, or Juneal)	COURT OF	JEFFERSON (Name of County)	COUNTY, ALABAMA	
Thomas B. Reynolds as Trustee	v.	Behrman Capital IV LP,	et al.	
(Name(s) of Plat	nt(ff(s))	[Name	(s) of Defendant(s)	
NOTICE TO: Varma Mutual	Pension Insurance Company, Ana	ankatu 18, P. O. Box 4, Heli	sinki, Finland	
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State of Alabama Unified Judicial System	CITIE	IMONIC	Court Case Number	
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Thomas E. Reynolds as Trustee		v. Behrman Capital IV LP,	et at.	
[Name(s) of Plai	ri(f(s))	IName	(s) of Defendant(s)]	
at the attendance	te Equity Partners III Caym	an Holdings LP, Maples Corporat ouse, South Church Street, Caym	e en Islands	
NOTICE TO: Services Limite		ne and Address of Defendant)	as arenover	
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ADDRESS(ES) IS/ARE: Christia	n & Small LLP, 505 20th St	reet North, Suite   800		
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State of Alabama Unified Judicial System	SUMMO	ONS	Court Case Number
Form C-34 Rev. 4/2017	-CIVIL-		01-CV-2018-900889.00
IN THE CIRCUIT	COURT OF	JEFFERSON (Name of County)	COUNTY, ALABAMA
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State of Alabama Unified Judicial System	SUI	MMONS	Court Case Number
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IN THE CIRCUIT	COURT OF		COUNTY, ALABAMA
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Thomas E. Reynolds as Trustee		v. Behrman Capital IV LP.	, ct al.
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State of Alabama Unified Judicial System	SUMM	ONS	Court Case Number
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Thomas E. Reynolds as Trustee		Behrman Capital IV LP,	et al.
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State of Alabama			Court Case Number
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IN THE CIRCUIT	COURT OF	JEFFERSON (Name of County)	COUNTY, ALABAMA
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PSF	orm <b>2865</b> , July 2013 (Re	warse) PSN 7530-01-000-9775	United States Portyl Strende®

State of Alabama Unified Judicial System	771117111		Court Case Number
Form C-34 Rev. 4/2017			01-CV-2018-900889.00
IN THE CIRCUIT  (Circuit, District, or Juven.	COURT OF	JEFFERSON (Name of County)	COUNTY, ALABAMA
Thomas E. Reynolds as Trustee	V.	Berhman Capital IV LP,	ct al.
(Name(s) of Pla	intiff(s)]	(Name	(s) of Defendant(s))
NOTICE TO: The Governor			Ireland
MUST TAKE IMMEDIATE ACTURE THE ORIGINAL OF YOUTHE COMPLAINT OR OTHER MUST BE MAILED OR HAND IN OF THE PLAINTIFF(S),  ADDRESS(ES) IS/ARE: Christia	R DOCUMENT WHICH IS ATTOM TO PROTECT YOUR RIG UR WRITTEN ANSWER, EITHER DOCUMENT, WITH THE COELIVERED BY YOU OR YOU BILL TO THE RIGHT OF THE RIGHT O	HTS, YOU OR YOUR A'SR ADMITTING OR DENCLERK OF THIS COURT RATTORNEY TO THE PLOT HE PLOT OF A STATE	, a copy of your answer !
			FTER THIS SUMMONS AND
THIS ANSWER MUST BE M COMPLAINT OR OTHER DORENDERED AGAINST YOU F DOCUMENT.	DOUMENT WERE SERVED (	ON YOU OR A JUDGM	ENT BY DEFAULT MAY BE
TO ANY SHERIFF OR	ANY PERSON AUTHORI PROCEDURE TO	ZED BY THE ALAB. SERVE PROCESS:	AMA RULES OF CIVIL
You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.			
Service by certified ma	il of this Summons is initiate	d upon the written requ	est of
pursuant to the Alabama Rule	s of Civil Procedure.	Frais Rema	
MAR (Dale) By: (Name)			
Certified Mail is hereby requested.			
and Opticity Transit is stored.	(Ploint(f)	/Attorney's Signature)	CINCUIT CIVIL DIVISION
RETURN ON SERVICE MAR 18 2016			MAR 18 2018
Return receipt of certified mail received in this office on			
I certify that I personally delivered a copy of this Summons and Complaint or other document to			
(Name of Person Served) in			
Alabama on	rerson Servey	(stome of	orany,
	(Date)		
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58	itam Description (Nature de l'envol)	Registered Article (Envolvecommends)	Insured Parcel   1 (Colls avec valeur déclarée)
he office of or b baneau of or	KA 183790. Office of Malking (Bureau de de	GILUS	Date of Posting (Date de dépôt)
Complesed by (A respit par	The Governor and Cor Bank of Ireland 40 Mespil Road Dublin, Ireland	mpany of the _S/	on societé du destinataire) c - 2018 - 900889 - D-30
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PS Fo	rm <b>2865</b> , July 2013 <i>(Reverse)</i>	PSN 7530-01-000-9775	Literno Stoces Potrol Senecal

## SENDER: COMPLETE THIS SECTION

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the malipiece, or on the front it space permits.
- 1. 75. BEHRMAN BROTHERS
  MANAGEMENT CORPORATION
  CORPORATION SERVICE COMPA
  251 LITTLE FALLS DR.

WILMINGTON, DE 19808

01-CV-2018-900889.00



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2. Article Number (Transfer from service label)

7017 2400 0000 4499 0496

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

Milliam Lolley

☐ Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? If YES, enter delivery address below:

1 Yes

□ No

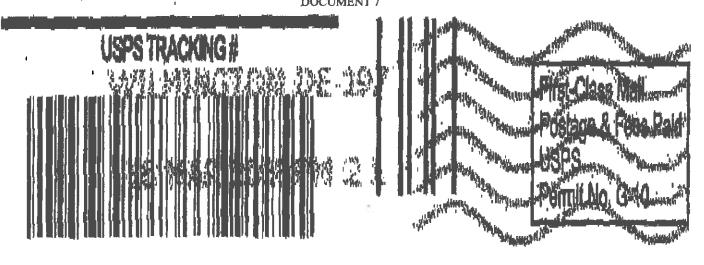
- 3. Service Type
- Adult Signature
- DAKult Signature Restricted Delivery
- Cartified Mali®
- Cartified Mail Restricted Delivery
- Collect on Delivery
- Callect on Delivery Restricted Delivery
- I hisured Mail
- Insured Meil Restricted Cellydry
  lover \$500)

- ☐ Priority Mail Express®
- O Replatered MailTM
- ☐ Registered Mail Restricted

  Delivery
- A Fleturn Receipt for Merchandisa
- ☐ Signature Confirmation™
- Signature Confirmation
   Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt



9590 9402 3461 7275 9054 25

United Statesed in Office
Postskarupp Civil Division
ANNE-MARIE ADAMS, CLERK

MAR 19 2018 ROOM 400 JEFF CO COURTHOUSE
ANNE-MARIE ADAMS ARRINGTON JR BLVD., NO.

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- Complete items 1, 2, and 3.
- Frint your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailplece, or on the front if space permits.
- 1. BEHRMAN BROTHERS IV L.L.C.

CORPORATION SERVICE COMPA 251 LITTLE FALLS OR.

WILMINGTON, DE 19808

01-CV-2018-900889.00



9590 9402 3461 7275 9050 29

Adicia Number (Transfer from service label) 7017 2400 0000 4499

#### COMPLETE THIS SECTION ON DELIVERY

A. Signature William Lolley

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

T Yes D. Is delivery address different from item 1? If YES, enter delivery address below:

[] No

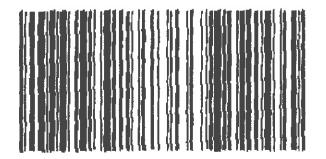
- 3. Service Type
- Adult Signature
- O Adult Signature Restricted Delivery
- **El Certified Make**
- Ci Certified Mail Restricted Delivery
- [] Collect on Delivery
- Ci Collect on Delivery Restricted Delivery
- D Insured Mail
- D Insured Mail Restricted Delivery (DV81 \$500)

- [] Priority Mail Express®
- D Registered Malim
- [] Registered Mail Restricted Delivery
- Fletum Receipt for Merchandise
- ☐ Signature Contirmation™
- Signature Confirmation Heatricled Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053

DOCUMENT!

USPS TRACKING#



First-Class Mall Postage & Fees Paid USPS Permit No. G-10

9590 9402 3461 7275 9050 29

nited States IN OF ICE Outside Please print your name, address, and ZIP+46 in this box\*

MAR 19 20 8

ANNE-MARIE ADAMS CLERK ANNE-MARIE ADAMS, CLERK ROOM 400 JEFF CO COURTHOUSE 716 RICHARD ARRINGTON JR BLVD., NO. RIPMINGHAM, ALABAMA 35208

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.
- 1. A' BEHRMAN CAPITAL IV L.P.

CORPORATION SERVICE COMPA 251 LITTLE FALLS DR. 5/

**WILMINGTON, DE 19808** 

01-CV-2018-900889.00

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2. Article Number (Transfer from service label)
7017 2400 0000 4441 7139

	00	MIPLETE THIS SECTION ON DELIVERY
The state of the s	A	Signature
	X	☐ Agent ☐ Addressee
	В,	Receive by Comment of Delivery
	D,	Is delivery address different from Item 1?  Yes If YES, enter delivery address below:  No

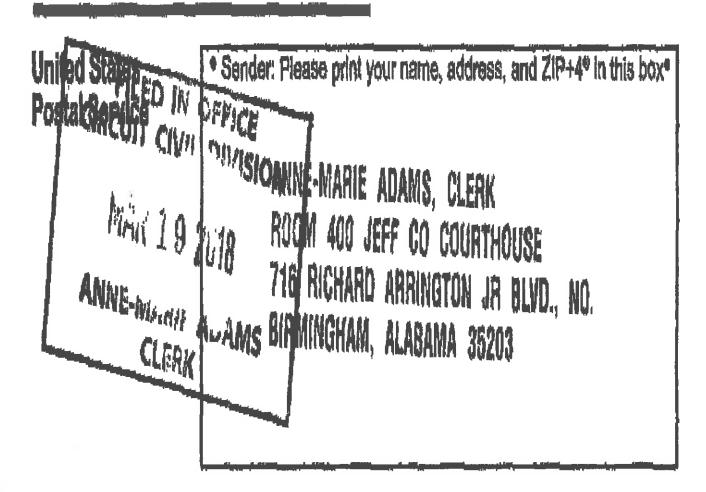
- 9. Service Type
- Adult Signature
- A Adult Signature Restricted Delivery
- 2 Certified Mail®
- Certified Mail Restricted Delivery
- [] Collect on Delivery
- Collect on Delivery Restricted Delivery
- (1) Insured Mail
- ☐ Insured Mail Restricted Delivery (over \$500)

- ☐ Priority Mail Express®
- Teglstered Mail\*\*
- Registered Mail Restricted
   Delivery
- Fletum Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053



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- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.
- 1. THE DOUGLAS E. BEHRMAN TRUST

ATTN: TRUSTEE 23 FAREWELL LANE

5/c D-14

GREENWICH, CT 06831

01-CV-2018-900889.00



9590 9402 3461 7275 9055 00

o Atticle Number (Transfer from service label)

7017 2400 0000 4499 0410

PS Form 3811, July 2015 PSN 7590-02-000-9053

#### COMPLETE THIS SECTION ON DELIVERY

A Signature X / July

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from Item 1?
If YES, enter delivery address below:

Yes

[] No

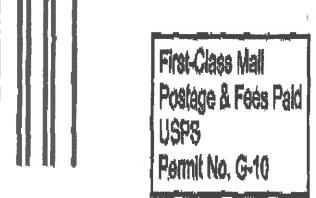
- 3. Service Type
- Outlangth Huba
- D Advit Signature Restricted Delivery
- Cartifled Malife
- C Certified Mail Restricted Delivery
- Collect on Delivery
- Callect on Delivery Restricted Delivery
- ☐ Insured Mail
- | Insured Mail Restricted Delivery fover \$500)

- 11 Priority Mail Express®
- C Registered Mali<sup>TM</sup>
- ☐ Hagistered Mail Restricted
- Delivery
- Return Receipt for Merchandise
- ☐ Signature Confirmation™
- Signature Confirmation

**Hestricted Delivery** 

**DOCUMENT 13** 





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CIRCUIT CIVIL DIVISION

ANNE-MARIE ADAMS, CLERK

MAR 19 2018

RIOM 400 JEFF CO COURTHOUSE

ANNE-MARIE ADAMS

CLERK

TID RICHARD ARRINGTON JR BLVD., NO.

BILMINGHAM, ALABAMA 35203

)III ~ (

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the malipiece, or ori the front if space permits.
- 1. THE KIMBERLY E. BEHRMAN TRUST

ATTN: TRUSTEE 23 FAREWELL LANE 5/C D-16

GREENWICH, CT 06831

01-CV-2018-900889.00



9590 9402 3461 7275 9054 87

2. Article Number (Transfer from service label)

7017 2400 0000 4499 0434

PS Form 3811, July 2015 PSN 7530-02-000-9058

#### COMPLETE THIS SECTION ON DELIVERY

A. Signature
X

Agent

Acidressee

B. Received by (Egipted Name)

C. Date of Delivery

D. Is delivery address different from Item 1?
If YES, enter delivery address below:

] Yes

□ No

- 3. Service Type
- 17 Adult Stymstore
- C Adult Signature Restricted Delivery
- Certiled Male
- CI Centified Mail Restricted Delivery
- Collect on Delivery
- Collect on Dalivery Restricted Delivery
- I Insured Mail
- C) Insured Mail Restricted Delivery (over \$500)

- 🛘 Priority Meil Express®
- C Registered Mail Th
- ☐ Registered Mail Restricted
  Delivery
- Priekm Receipt for Merchandise
- El Signature Confirmation™
- Signature Confirmation
  - Fleshloted Delivery

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First-Class Mail Postage & Fees Paid USPS Permit No. G-10

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Postal Service Office Adams, Clerk

ANNE-WARE ADAMS ARRINGTON JR BLVD., NO.

CLERK Official Arrington JR BLVD., NO.

DIRMINGHAM, ALABAMA 35203

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the malipiece, or on the front if space permits.
- 1. AN PRADYUT SHAH 1333 DIAMOND STREET SAN FRANCISCO, CA 94131

3. Service Type

(over \$500)

## COMPLETE THIS SECTION ON LELIVERY A. Signature ... [] Agent ☐ Addressee B. Received by Printed Name) G. Date of Delivery Yes D. Is delivery address different from item 17 If YES, enter delivery address below:

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7. Article Number (Transfer from service label) 4499

	71	_	a selection and an extension of the second
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Ü	Adult Signature Restricted Delivery		Registered Mail Restricted
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	Collect on Delivery Fastricted Delivery		Signature Confirmation <sup>74</sup>
	kreuned Mall		Signature Confirmation
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PS Form 3811, July 2015 PSN 7530-02-000-9053

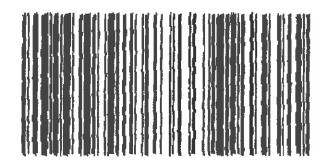
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Posta Service:

CIRCUIT CIVIN ANNE MARIE ADAMS, CLERK

RUUM 400 JEFF CO COURTHOUSE

2010 116 FICHARD ARRINGTON JR BLVD., NO.

BIRMINGHAM, ALABAMA 35203

CLER

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the malipiece, or on the front if space permits.
- JEFFREY S. WU

210 EAST 15TH STREET APT 10JK

NEW YORK, NY 10003

01-CV-2018-900889.00



9590 9402 3461 7275 9054 32

2 Article Number (Transfer from service label)

7017 2400 0000 4499 0489

#### COMPLETE THIS SECTION ON DELIVERY

A. Signature

A. Signature

A. Signature

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: 
No

- 3. Service Type
- ☐ Adult Signature
- Adult Signature Restricted Delivery
- Della Male
- Oerbiled Mall Restricted Delivery
- Collect on Delivery
- Collect on Melvery Restricted Cellvery.
- ☐ Insured Mail
- ☐ Insured Mall Restricted Delivery (over \$600)

- ☐ Priority Mail Expressio
- Flegistered MailTN
- C. Registered Mali Rostricted Delivery
- Hetum Receipt for Merchandise
- ☐ Signature Confirmation\*\*
- C Signature Confirmation

Regristed Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053



First-Class Mall Postage & Fees Paid USPS Permit No. G-10

United States

Sender: Please print your name, address, and ZIP+4° in this box\*

Postal Service

FILED IN OFFICE

CIRCUIT CIVIL OVISION

ANNE-MARIE ADAMS, CLERK

MAR 1 9 2018

RODM 400 JEFF CO COURTHOUSE

71 RICHARD ARRINGTON JR BLVD., NO.

BIRMINGHAM, ALABAMA 36203

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- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the maliplece, or on the front if space permits,
- 1. A PORTFOLIO ADVISORS SECONDARY FUND, L.P. COGENCY GLOBAL, INC. 850 NEW BURTON RD STE 201 D-4

**DOVER, DE 19904** 

01-CV-2018-900889.00



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2. Article Number (Transfer from service label)

7017 2400 0000 4499 0267

PS Form 3811, July 2015 PSN 7630-02-000-9063

#### COMPLETE THIS SECTION ON DELIVERY

A. Signature

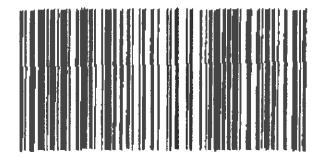
B. Recallied by (Phyted Name) C. Date of Delivery

- 1 Yes D, la delivery address different from item 1? If YES, enter delivery address below: 口W

- 9. Service Type
- ☐ Adult Signature
- ☐ Adult Signature Peablicled Dalivery
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- Contilled Mail Restricted Delivery
- Collect on Dalivery
- Collect on Delivery Restricted Delivery
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- [] Insured Mail Hestricted Dalivery (over \$500)

- [] Priority Mail Express®
- [] Registered Mail<sup>TM</sup>
- [] Registered Mail Restricted
- Return Receipt for Marchandian
- ☐ Signature Confirmation<sup>™</sup>
- Signature Confirmation Fleatricited Delivery

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Permit No. G-10

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nited States (Costati Service)

NNE-MARIE ADAMS, CLERK

OOM 400 JEFF CO COURTHOUSE

16 RICHARD ARRINGTON JR BLVD., NO.

BIRMINGHAM, ALABAMA 35203

- Complete Items 1, 2, and 3.
- Frint your name and address on the reverse so that we can return the card to you,
- Attacks this card to the back of the melipiece, or on the front if space permits.
- MINTZ LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C. CORPORATION SERVICE COMPA 84 STATE STREET

BOSTON, MA 02109.

01-CV-2018-900889.00

9590 9402 3461 7275 9054 18

2. Article Number (Transfer from service label)

7017 2400 0000 4499 0502

# COMPLETE THIS SECTION ON DELIVERY

A. Signature

B. Received by (Printed Name)

C. Dath of Delivery

nit from from 12 🔲 Yes es below:

3. Service Tro.

- [] Collect on Delivery Flathyched Delivery
- [] Inquired Mail Restricted Delivery

Restricted Dellary

PS Form 3811, July 2016 PSN 7530-02-000-9059

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DOCUMENT 2

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MAR 2 6 2018 ROOM 400 JEFF CO COURTHOUSE

ANNE-MARIE ADAMS ARRINGTON JR BLVD., NO.

CLERK BIRDINGHAM, ALABAMA 35203

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the maliplece, or on the front it space permits.
- 1. Article Addressed to:

MARK V. GRIMES
5 THOMPSON STREET

5 THOMPSON STREET ANNAPOLIS, MD 21401 外外

01-CV-2018-900889.00



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2 Article Shumbar (Thursdor from service label)
7017 2400 0000 4499 0427

# COMPLETE THIS SECTION ON DELIVERY

A. Signature,

Ayent Addresse

B. Received by (Printed Name)

Dam of Delivery

D. Is delivery address different from item 17 if YES, enter delivery address below:

S. Carico Type

C) Adult Styrmburg Producted Delivery

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Cortilled Mail Physicists Claimery

C Collect on Delivery

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C) treated Mail

[] Insured Med Restricted Delivery lower 1800) [] Priority Mail Expression

[] Registered Mal<sup>TM</sup>

C Registered Mail Residence

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f Helyn Fleetigt for Menthandisc

13 Signature Confirmation TK

D Signature Confirmation Respirated Delivery

PS Form 3811, July 2015 Pain 7630-02-000-9058

DOCUMENT 2



**First-Class Mail Postage & Fees Paid USPS Permit No. G-10** 

United States Postal Service Sender: Please print your name, address, and ZIP+4<sup>a</sup> in this box

FILED IN OFFICE CIRCUIT CIVIL DIVISION

MAR 26 2018

ANNE-MARIE ADAMS CLERK ANNE-NARIE ADAMS, CLERK POOM 400 JEFF CO COURTHOUSE 116 RICHARD ARRINGTON JR BLYD., NO. IRMINGHAM, ALABAMA 35203

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the malipiece, or on the front if space permits.
- GLOBAL FUND PARTNERS II, LP

  CORPORATION TRUST COMPANY
  1209 ORANGE STREET

  WILMINGTON, DE 19801

  D-6

01-CV-2018-900889.00



9590 9402 3461 7275 9051 28

2. Article Number (Transfer from service label)

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MALASIETE	TURN DEPTINE	AL APLICED
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A. Signature

X Signature

A. Signature

A. Signature

D. Address

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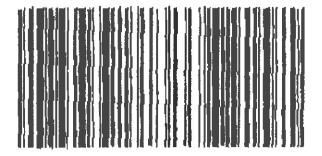
- 3. Service Type
- CI Adult Signature
- (1) Adult Signature Restricted Dalivery
- Cartilled Mail®
- [] Cartifled Wall Restricted Delivery
- Di Collect on Delivery
- Cl Collect on Delivery Restricted Delivery
- Insured Mail
- C) Insured Malt Restricted Delivery (over \$500)

- Priority Mail Express®
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   Delivery
- Affection Receipt for Merchandise
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- D Signature Confirmation
  Restricted Delivery

PS Form 3811, July 2015 PSN 7590-02-000-9063

DOCUMENT 27

USPS TRACKING#





First-Class Mail Postage & Fees Paid USPS Permit No. G-10

9590 9402 3461 7275 9051 28

United States (LED Sender: Please print your name, address, and ZIP+48 in this box\*
Postal Service (LED DIVISION)

ANNE-MARIE ADAMS, CLERK
RUOM 400 JEFF CO COURTHOUSE
ADAMS ADAMS ARRINGTON JR BLVD., NO.
BIRIANGHAM, ALABAMA 35203



- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the malipiece, or on the front if space permits.

CORE AMERICAS/GLOBAL HOLDINGS, LP

CORPORATION TRUST COMPANY
1209 ORANGE STREET
WILMINGTON, DE 19801

01-CV-2018-900889.00



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2. Article Number (Transfer from service label)

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UVINITALI	7 11110 AT	A PARTY OF THE	

A. Signature

A. Signature

A. Addresse

B. Received by (Printed Name) C. Date of Delivery MAR 1 9 2018

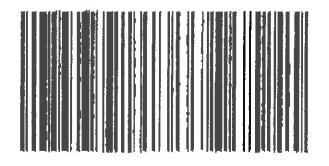
Is delivery address different from item 1? These If YES, enter delivery address below:

- 3. Service Type
- Adult Signature
- D Actuit Signature Restricted Delivery
- Certified Malifa
- ☐ Certified Mail Restricted Delivery
- ☐ Gallect on Delivery
- 🛮 Collect on Delivery Restricted Delivery
- C Insured Mail
- ☐ Insured Mail Fleshicted Delivery (over \$600)

- ☐ Priority Mail Express®
- ☐ Registered Mali™
- Registered Mail Restricted Dalivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- Signature Confirmation
  Restricted Delivery

PS Form 3811, July 2015 PSN 7630-02-000-9058

USPS TRACKING#



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

9590 9402 3461 7275 9070 47

Postal Service
CIRCUIT CIVIL DIVISIONOM 400 JEFF CO COURTHOUSE

MAR 2 2018 716 RICHARD ARRINGTON JR BLVD., NO.
BIRMINGHAM, ALABAMA 35203

CLERK



- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

MIDCAP FINANCIAL INVESTMENT, LP

CORPORATION TRUST COMPANY
1209 ORANGE STREET

WILMINGTON, DE 19801

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01-CV-2018-900889.00



9590 9402 3461 7275 9051 35

2 Article Number (Transfer from service label)
7017 2400 0000 4499 0199

#### COMPLETE THIS SECTION ON DELIVERY

A. Signature

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X TOUR TO CONTRACT

X TOUR TOUR TO CONTRACT

X TOUR

B. Received by (Printed Name)

C. Date of Delivery

RECEIVED WAR 19 200

D. is delivery address different from item 1? If YES, enter delivery address below:

□ Wo

3. Service Type

(1) Adult Signature

Adult Signature Prestricted Delivery

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Cartified Mail Restricted Delivery

Callect on Delivery

☐ Collect on Delivery Restricted Delivery

C) Insured Mail

Ci incured Mail Postricted Delivery (over \$500) [] Priority Mail Expressio

☐ Registered Mail™

A Restricted Mail Restricted

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P Fletum Fledelpt for Merchardise

□ Signature Confirmation™

Signature Confirmation
Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053

USPS TRACKING#

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First-Class Mall Postage & Fees Paid USPS Permit No. G-10

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Postat Aprilia IN FICE DIVISION NNE-MARIE ADAMS, CLERK RODM 400 JEFF CO COURTHOUSE 716 RICHARD ARRINGTON JR BLVD., NO. BRMINGHAM, ALABAMA 35203



- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X # COLU | Common All Address

The Address

B. Received by (Printed Name) C. Date RECEIVED MA.

C. Date of Delivery

STEPSTONE PRIVATE EQUITY PARTNERS III L.P. Inter delivery address below:

CORPORATION TRUST COMPANY
1209 ORANGE STREET

WILMINGTON, DE 19801

D

01-CV-2018-900889.00



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3. Service Type

☐ Adult \$ignature

□ Adult Signature Restricted Delivery

# Cartilled Make

Certified Mail Restricted Delivery

[] Collect on Delivery

Collect on Delivery Restricted Delivery

D Insured Mell

☐ insured Mail Restricted Delivery (over \$600) A Priority Mail Express®

C Registered Mail\*\*

Defeatered Mail Restricted

A Return Receipt for Merchandias

☐ Signature Confirmation™

☐ Signature Confirmation

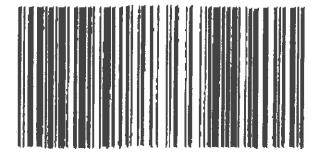
Restricted Delivery

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PS Form 3811, July 2015 PSN 7590-02-000-9053

USPS TRACKING#



First-Class Mall Postage & Fees Paid USPS Permit No. G-10

9590 9402 3461 7275 9051 42

United States ostal sarrige MAR 27 2018 ANNE-MARIE ADAMS CLERK

Sender: Please print your name, address, and ZIP+4° in this box\*

CIRCUIT CIVIL DIVISION POON 400 JEFF CO COURTHOUSE 16 RICHARD ARRINGTON JR BLVD., NO. BIRMINGHAM, ALABAMA 35203

